



**VIDEO CONFERENCE MEETING OF THE BOARD OF DIRECTORS  
NOVEMBER 18, 2020  
MINUTES**

1. CALL TO ORDER

President Gene Bays, who was present, 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 via video conference. Board Members connected via Zoom video conference were Bill Koster, Jim Jasper, 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 9/16/20, Monthly Accounting Reports as of 9/30/20, and Field Operations Report for October 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, Jasper, Lucich and Lara |
| Nays:        | None   |
| Abstentions: | None   |
| Absent       | Maring                                       |

5. ACTION ITEMS

A. Steering Committee Assignments to the DM-II GSA – (2) Steering Committee Members and (1) Alternate  
Anthea recapped the details behind the formation of the DM-II GSA and shared that the Steering Committee of the GSA would need to be convened to discuss GSP implementation actions, and specifically to approve budgets for the GSP. She provided the MOA for their review and shared that the Steering Committee will be appointees from each GSA member’s Board, indicating Oak Flat will assign two of their Board Members as would Del Puerto, and each will also assign one person as an alternate. Meetings will likely take place on a date that will be agreed upon at a later time. Board Members Perez and Lara agreed to represent Del Puerto Water District in the Steering Committee and Board Member Koster agreed to be the alternate position. Vice President Koster made a motion to make members Perez and Lara DM-II GSA Steering Committee Members and himself as an alternate and Board Member Perez seconded the motion. Anthea then gave a roll call vote and the Board approved said motion as follows:

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

6. MANAGER’S REPORT

Anthea reported that the Voluntary Agreements had recently been in discussions and the parties involved showed a desire to come to an agreement on them. She shared that the Department of Water Resources, the Bureau of Reclamation and a number of agencies had released a request for a proposal on channel restoration and maintenance in the Delta, particularly in the Southern portion. She provided material related to the Sacramento San Joaquin River Delta Channel Restoration & Maintenance and an RFP for the Development of a Planning Guide for the Planning of a Channel Depth Restoration Program for the South Delta Channels for the Board’s review.

7. WATER OPERATIONS & SUPPLY

A. CVP/SWP Operations

Anthea provided the SLDMWA's November Operations Update that showed very limited pumping operations. From October to present day the Federal Share of San Luis Reservoir had been between 378 TAF and 381 TAF of storage every day for November so far due to restrictive pumping. Refill predictions under a 50% exceedance hydrology showed a Federal Fill would likely take place in late February or early March 2021. Under the 90% exceedance forecast, San Luis Reservoir would fall short of filling.

B. Monthly Supply/Use/Completed Transactions Summary Report as of 10.31.20

Adam reported in-district use for the month of October at 3,743 AF and transfers out of 730 AF, for a total of 4,473 AF of use in October. In-District use forecasted for the year is 79,813 AF, and a total of 14,432 AF is estimated for rescheduling into 2021-22. Anthea noted that Staff had some concerns pertaining to the supplies in danger of being lost due to San Luis filling. Anthea asked if there were any questions from the Board pertaining to Water Operations and Supply. Being none, the meeting continued.

C. Landholding/Licensing Updates

Anthea shared that apart from several parcels of land being purchased and sold by current District landowners/users, there were no other updates on Landholdings or Licensing.

D. Discussion on Surface Water Transfer Policy

Anthea provided the District's Surface Water Transfer Policy for Supplies Allocated under District Contract and shared that as the situations change with the implementation of new projects, programs, continued efforts to secure water supplies and the Contract Conversion, this policy may need to be updated to reflect those changes, and that she would appreciate Board's feedback, discussion or questions pertaining to the current policy to assist in the Drafting of any updates that may be needed. Jim Jasper suggested the policy still limit transfers out of the District to which President Bays and Board Member Lara agreed. Board Member Jasper indicated he wanted to hear more from the other Board Members in the coming meetings. Vice-President Koster suggested there might be a cap on the amount transferred per customer and a non-transfer period of November through February. After a brief discussion, the Board gave Staff direction to move forward with drafting options which would ensure the Surface Water Transfer Policy fully secures water to stay in the Del Puerto Water District.

E. Discussion on Potential for Changed Per-Acre Allocation

Anthea reported that over time, the District had lost some irrigable lands to development of the City of Patterson, had a solar farm developed, and had several detachments of land on the boundaries of the District. Assessments on those parcels were no longer required and the District was now in a position to increase the per-acre share of the District's CVP allocation from 3.1AF per acre to 3.2 AF per acre. She polled the Board on whether this should be considered for the coming year, or wait a few years for more land to retire and receive 3.3 AF per acre. After review and discussion, the Board leaned toward the 3.2 AF option and gave direction to Staff to move forward with that. Anthea indicated she would review the information with Alan Doud to ensure all the correct steps are taken to move forward with this decision.

8. RESOURCE MANAGEMENT ACTIVITIES

A. Westside Integrated Regional Water Management (IWRM) Activities

Anthea reported that Staff was working on the IWRM Grant Agreement for the North Valley Project which was awarded approximately \$30-40,000. One requirement for the grant was the placement signage which was currently being designed and would be placed on the Turlock pipeline site area.

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

Adam reported that there were no October meetings therefore no updates for the moment. He shared that the Irrigation Nitrogen Management Plan Summary Report (INMPSR) would likely start being mailed in December and annual required meetings will be scheduled in the near future as well.

C. Sustainable Groundwater Management Activities

Adam reported that data collection was underway. He provided graphs from the second quarter report pertaining to the monitoring wells and water quality for the Board's review. He also reported on an implementation grant under Prop 68 which will be pursued as a group project and would be split up evenly amongst the projects once received. Anthea added that the District was a little behind in well information for

the District's users and that was the main reason she wished to have a Steering Committee in place to get the Board engaged and to enact policies to support Staff's obligation to comply with SGMA.

D. Remote Telemetry Project – Update

Adam reported that all meters had been installed and data was successfully being received from those meters. He provided a printout of data that included real-time information on what the meter totalizers were showing. He was working with Sierra Controls to set up the user side to provide each individual user access to their flow meters associated with their accounts and showing flow rates in real-time. He was hoping this would be done by the end of the month.

9. FINANCIAL MATTERS

A. 2021 Schedule DRAFT Assessments, Charges and Fees

Anthea provided and reviewed a draft chart for the Board to show the 2020 Schedule of Assessments with the current charges and estimated 2021 charges. After review, she asked if there were any questions regarding this item. Being none, the meeting continued.

B. Delinquency Sale Process for APN 026-013-017 - Update

Anthea reported that the delinquency sale process for APN 026-013-07 was underway and noted that the notice had been duly placed in the local newspaper. She will continue to give updates as this process moves forward.

C. CVP Financial Matters

Anthea reported that the Draft CVP 2021 Ratebook had been posted on the USBR website and that the Ratebooks the implementation of the CVP Cost Allocation Study, which was completed. She noted a reduction in construction obligations that will be assigned to the District as of the final Ratebooks for 2021, which will be posted on January 1, 2021.

10. SUPPLY DEVELOPMENT PROGRAMS

A. North Valley Regional Recycled Water Program – Update

1. Staff Report on Estimated NVRWP Rates

Anthea provided and reviewed the NVRWP Water Rate Estimate with the Board. The final variable pertained to the FY2019 grant that was requested through the Title XVI Program for a potential \$5,000,000 award, which had yet to be confirmed. She asked to have the Board consider the possibility of establishing a rate reserve fund for the Recycled Water Program and also consider whether to populate a Reserve Fund or a rebate. She predicted final rates would not be completely known about until May 2021. After review and discussion, being no further questions, the meeting continued.

B. Orestimba Creek Recharge & Recovery Project – Update

Anthea reported that Staff was working with neighboring landowners to try to obtain a site to place additional recovery wells. The preliminary process of work with engineers Provost & Pritchard was underway with CCID managing the effort. Permits were also in the process of being obtained for access to properties within the APE to perform topographic surveys and eventually obtain all the required environmental work.

C. Del Puerto Canyon Reservoir Project – Update

Anthea shared that she and Chris White had been working with Reclamation Staff daily to finalize questions on the Federal Feasibility Report, which was being transmitted that same day to the Commissioner of Reclamation. It would then be transmitted to the Office of Management and Budget in the following week. If approved by Office of Management and Budget, the report would then go to the Secretary of the Interior for a Finding of Feasibility, which would have to be approved by the end of December in order to qualify the project to accept WIIN Act Storage Funding if approved by the Board, equivalent to the Federal Benefits the project will develop. Friday, November 20<sup>th</sup> will be the 30 day CEQA Challenge deadline for the Board's approval of the project and its related environmental documents. She also provided the August 2020 Project Report from Woodard & Curran for the Board's review.

D. Los Vaqueros Reservoir Expansion Project - Update

Anthea provided a Los Vaqueros Expansion Project presentation which had been prepared for another agencies' Water Storage Explanatory Committee. She shared that there is a possibility the District could participate in storage or conveyance in this project and that CCID's had been further refining storage and conveyance fees for

the different facilities. Final JPA discussions will be taking place in the months ahead. Continued participation options will be reported to the Board as they develop.

- E. BF Sisk Dam Raise Project - Update  
There was nothing to report on this item.

11. ADMINISTRATIVE ACTIVITIES

- A. Office Building Expansion Project – Update

Anthea reported that the Office Building Expansion Project was projected to be complete in another month. She shared that the interior painting of the existing office building was not included in the original bid and that she was working on hiring someone within the same timeframe. She had found a local painter that came with good references. She asked if there were any objections to this change to which there were none.

- B. Contract Conversion Update

Anthea provided a Contract Conversion Allocated Construction Costs Issue Report as well as Exhibit C – Current Calculation under the WIIN Act, Section 4011 (a) (2) for the Board that showed the District's construction obligation at \$14,764,204. She reported that in further review of the draft 2021 Water Rate Books (which were issued October 1, 2020 and will be finalized January 1, 2021), she realized that with the implementation of the final CVP Cost Allocation percentages, the Ratebooks indicated the allocation of construction costs had shifted. She reported that the change in obligation for the District was a decrease of \$2.16 million, from the recently executed contract showing the original amount on Exhibit C that was to be paid off by November 30<sup>th</sup>. Due to this change, Anthea suggested the District make a voluntary repayment for the difference and place it as a deposit for payment of regular water accounting and adjust the balance due to reflect that payment. By doing so, the USBR could adjust the balance due to reflect that payment, provide the District with a schedule showing the lesser amount owed, and then use the credit overpayment toward future water use. If accepted, District would remit the money and work with the Bureau to have it refunded back to the District in the beginning of the 2021 year. After review and discussion, the Board motioned for the District to make a voluntary payment in exchange for a revised Exhibit C to reflect a more reasonable estimate of Construction Obligation currently to be paid off. A roll call vote was called as follows:

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

- C. Report on Conflict of Interest Code Update Process

Anthea reported that she and District Counsel were working on the District's Conflict of Interest Code Amendment due to the addition of Minnie to the Staff and a new title for that position.

12. SLDMWA Report

- A. SLDMWA Minutes, Reports and Issues Updates

The minutes for the October 8, 2020 Regular Board of Directors Meeting was provided for the Board's review and Anthea shared that the SLDMWA was currently working on the BF Sisk Dam and expansion of the San Luis Reservoir as well as the Jones Pumping Plant Unit Rewind Project. The O&M Report for October 2020 was also provided.

13. ARTICLES/CORRESPONDENCE/PUBLIC OUTREACH

Articles pertaining to the cancellation of Mid-Pacific Region's Water User's Conference, U.S. Administration awarding \$40 million to salmon habitat improvements and CVP Water Contractors Issues and Legislation were provided for the Board's review.

14. CLOSED SESSION

Upon return from closed session, Anthea reported that the Board gave Staff guidance on three issues of potential litigation and ratified the final Form of Agreement that was approved at a prior meeting with Pacheco Water District.

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 11:50 a.m.

Respectfully submitted,



Anthea G. Hansen  
Secretary