



**REGULAR MEETING OF THE BOARD OF DIRECTORS
MAY 17, 2023
MINUTES**

1. CALL TO ORDER

President Koster called the meeting to order at 8:33 a.m. Board Members present were Daniel Bays, Zach Maring, Jarod Lara, Kyle Perez, and Jim Jasper.

2. OPPORTUNITY FOR PUBLIC COMMENT

President Koster announced that he was to leave the meeting at 9:30 for a funeral service. He asked if there was any public comment and asked if anyone on the phone had any public comment. No one was on the phone line and there was no public comment.

3. ADDITIONS/REVISIONS TO THE AGENDA

Closed session was to be taken after Consent Calendar items and was accepted as follows:

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

4. CONSENT CALENDAR

The Minutes from the Regular Board Meeting held on 4/19/23, Monthly Accounting Reports, and Field Operations Report for April 2023 were provided in advance for the Board's review. The Board approved the Consent Calendar Items as follows:

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

5. MANAGER'S REPORT

Anthea provided a SLDMWA Update on Water Policy/Resources Activities and reported that the consultation on long-term operations has been delayed once more and that the CVP and SWP would likely be operating under interim operations plan next year as they have been this year. Reclamation was developing the Biological Assessment and draft EIS of long-term operations. Anthea also reported that she and Adam had attended the ACWA conference the week prior and met with the new Westlands Water District General Manager.

6. ACTION ITEMS

A. Board to Review and Consider Annual Surface Water Transfer Policy

Anthea requested to hold this item until the June meeting as she did not have the policy ready for review.

B. Treasurer's Quarterly Investment Report for the 4th Quarter Ending 2.28.23

Anthea provided and reviewed the Treasurer's Quarterly Investment Report for the 4th Quarter Ending 2.28.23. After review and discussion, the Board approved the Treasurer's Quarterly Investment Report for the 4th Quarter Ending 2.28.23 as follows:

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

C. Board to Consider Approval of MOU Between the City of Modesto, City of Turlock and Del Puerto Water District for the Far-Field Dilution and Constituents of Emerging Concern Studies

Anthea provided and reviewed an MOU Between the City of Modesto, City of Turlock and Del Puerto Water District for the Far-Field Dilution and Constituents of Emerging Concern Studies. She explained that although the studies were being required under the cities' discharge permit, given the importance of the NVRWP to the District, she recommended that the District support the studies with both staff participation and funding. After review and discussion, the Board approved the MOU Between the City of Modesto, City of Turlock and Del Puerto Water District for the Far-Field Dilution and Constituents of Emerging Concern Studies as follows:

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

D. Board to Approve Resolution for the Opening of Non-Interest-Bearing Temporary Checking Accounts to Administer Grant Funds for the 2022 SGM Grant and the 2023 IRWM Grant

Anthea provided two Resolutions for opening non-interest-bearing temporary checking accounts to administer grant funds for the 2022 SGM Grant and the 2023 IRWM Grant. She reported that keeping these grants separate would help make the District's audits a little easier and provide transparency for the Agency reviewers. After review and discussion, the Board approved the Resolution for the Opening of Non-Interest-Bearing Temporary Checking Accounts to Administer Grant Funds for the 2022 SGM Grant and the 2023 IRWM Grant as follows:

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

7. WATER OPERATIONS & SUPPLY

A. CVP/SWP Operations

Anthea provided a 2023 San Luis Storage Projection graph showing 50% and 90% Exceedance Hydrology and reported that San Luis Reservoir is holding full that pumping of 7,000 AF a day was meeting demands along the DMC with no draw-down. It is predicted that the end of May or mid-June will be when the draw-down will occur. Flood flows into the Mendota Pool could continue into August to meet Exchange Contractor demands, being another reason San Luis Reservoir is remaining full longer than normal.

B. Monthly Supply/Use/Completed Transactions Summary Report as of 4/30/23

Adam provided the Supply/Use/Completed Transactions Summary Report as of 4/30/23 and reported in-District use for the Month of April at 4,057 AF, OCCRP use for the month of April at 516 AF and Transfers Out for the month of April at 500 AF. Total use for the 2023-24 water year was 5,664 AF, leaving the total estimated for rescheduling into 2024-25 at 92,880 AF.

C. 2023-24 Additional Supplies Development Options Report

Anthea provided a 2023-24 Annual Additional Supplies Pool Update. She shared that there are no subscriptions for supplemental water but commitments to purchase water remained for SLCC (3yr) and SJRECWA.

D. Landholding / Licensing Updates

Paul provided an Active Permits and Licenses Report for the Board's review.

E. Rescheduling Update

This item was covered with item 7.A.

8. RESOURCE MANAGEMENT ACTIVITIES

A. Westside Integrated Regional Water Management (IRWM) Activities

Anthea provided the SLDMWA Activity Agreements Staff Report for April 2023 and reported that although there had not been any recent meetings, one would be taking place soon. She reported on the Disadvantaged Communities Assessment Report and that the IRWM wanted to proceed forward with Self Help Enterprises to update the Report. She also mentioned that staff continued to work on required paperwork for the Grant that

was awarded to DPWD for DPCR Geotechnical Activities and shared that the District is eligible for an advanced payment for up to half of the Grant that can be disbursed in advance of spending the money.

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

Adam provided and reviewed Summer's Engineering Memo on Compliance with Management Zone Requirement, SJVDA Minutes for the April 4th meeting, and a list of WSJRWC 2022 Paperwork Statuses Update for the DPWD and OFWD as of 5/15/23. He reported that at the previous meeting, it was decided that the Coalition would join the East Side in their efforts to address the Regional Board's requirements for implementing the Nitrate Control Program, as it was the best move financially.

C. Sustainable Groundwater Management Activities

Adam shared that the biggest challenge for the next couple of weeks is getting all 23 Agencies on board with the direction that the greater group wants to move with the hope of moving together as one GSP. A group centered workshop is in the works that will potentially take place in June. A presentation on the Delta-Mendota Subbasin response to Inadequate Determination held on May 8th was reviewed as well as a memo on the Delta-Mendota Subbasin MOA Options. Also provided was DWR's Periodic Requirements for Inadequate Basins was reviewed and discussed as well.

1. Policy Discussion Regarding Management Action Enforcement - Continued

There was nothing to report on this item.

2. SGM Implementation Grant-Round 1 Monthly Grant Administrator Update

There was nothing to report on this item.

3. Well Registration Package – Response Update

Adam provided and reviewed a list showing Well Registrations received and a list showing Well Registrations yet to be received.

9. FINANCIAL MATTERS

A. CERBT Account Update Summary as of March 31, 2023

Anthea provided a CERBT Account Update Summary and asked Minnie to provide an overview for the Board. Minnie reported that the District currently had a funded status of 134%.

B. CVP Financial Matters

Anthea provided the Agenda to the CVPWA Financial Affairs Committee Meeting that took place on April 21st and reported that at the previous meeting with BOR's Regional Director, she asked the Deputy Director for Finance of Reclamation to have a person assigned to reconcile Del Puerto's water advance accounts as she believed there were funds that needed to be refunded. She received a contact the next day and was in the process of reconciling the District's historical advance account with BOR.

10. SUPPLY DEVELOPMENT PROGRAMS

A. Orestimba Creek Recharge & Recovery Project – Update

Anthea shared that the Water Rights Permit for the OCRRP was received a few days prior and she provided it to the Board to review. She also provided and reviewed a list of the next steps to move forward with the construction of the Project.

B. Del Puerto Canyon Reservoir Project – Update

Anthea provided the April DPCR Technical Review Board Meeting No. 4 and shared that the 30% design memo was expected in the next few days. She reported that access to some of the WIIN Act funds would soon be available and the first disbursement would be \$2.7 million. The Project is also on a list for another Federal Funding source called Community Funding Program for \$3 million. The STREQUA were taking the lead on that effort. Also provided and reviewed was the TERRA/GeoPentech Progress Report for the reporting period of March 4, 2023, to March 31, 2023/

C. Los Vaqueros Reservoir Expansion Project – Presentation by Taryn Ravazzini, LVR JPA Executive Director

Anthea provided a copy of a presentation given on May 4th and reported that the decision point for a Service Agreement will likely be pushed back until the Spring of 2024. She was working on getting all the updated cost and benefit information and the costs for the planned effort through the remainder of this year. She has also

been speaking with Reclamation about being able to move additional CVP Water through LUE, which would over and above the District's allocation.

D. BF Sisk Dam Raise Project – Update

Anthea provided the Agenda to the May 16th BF Sisk Reclamation Technical Meeting. She shared they had a meeting with Reclamation the day prior and reported that USBR staff indicated that Reclamation cannot enter into an MOU for operations of a Federal Facility but can request a Basis of Negotiation from the Department of the Interior and enter into an operational contract. Technical meetings are now taking place to discuss the details.

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

Anthea provided a letter from Woodward and Curran proposing a budget for completion of work described in the letter, which would be for advancing a proposal to Ceres. She also provided and reviewed an Annual Report for CVPIA Grant Program Agreement No. CV1104-0.

11. ADMINISTRATIVE ACTIVITIES

A. Staffing Update

Anthea shared that she had spoken to President Koster and the District would be taking on an intern for the Summer and hoped she would be able to share her help with neighboring Districts. She was also working with Paul and Adam to determine what staffing levels are needed to ensure the district was kept running efficiently.

12. SLDMWA Report

A. SLDMWA Minutes, Reports, and Issues Updates

Anthea provided for the Board's review of the SLDMWA Minutes for April 6, 2023, O&M Report for April, Update on Science Program, and updated the Board on the Construction Agreement for the O'Neill Pumping-Generation Plant Power Transformers Rehabilitation and Expenditure of up to \$3.2 million from the FY22 and FY23 EO&M Budgets.

13. CLOSED SESSION

A. Conference with Legal Counsel – Existing Litigation

Upon return from closed session, it was noted that President Koster had to leave the meeting at 9:22 a.m. and Vice President Bays stepped in to continue the meeting. Anthea reported that the Board received updates from Staff on items listed on the Agenda and gave Staff guidance regarding those items.

B. Conference with Legal Counsel – Existing Litigation

There was nothing to report on this item.

C. Conference with Special Legal Counsel – Existing Litigation

There was nothing to report on this item.

14. ARTICLES/CORRESPONDENCE/PUBLIC OUTREACH

Anthea provided a Family Farm Alliance letter to their readers and May Update Report, a Flyer announcing the merge of Agri-Valley Irrigation and IDC to AVIDWATER, an article on the Effort to Expand Los Vaqueros Reservoir, and an article on Valadao's Sweeping Water Legislation Advances out of Committee.

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 10:48 a.m.

Respectfully submitted,



Anthea G. Hansen
Secretary