

THE REGULAR MEETING OF THE BOARD OF DIRECTORS  
OF STOCKTON EAST WATER DISTRICT WAS HELD AT THE DISTRICT OFFICE  
6767 EAST MAIN STREET, STOCKTON, CA  
ON TUESDAY, SEPTEMBER 21, 2021 AT 12:30 P.M.

**A. PLEDGE OF ALLEGIANCE AND ROLL CALL**

President Watkins called the regular meeting to order at 12:30 p.m. and Legal Counsel Zolezzi led the Pledge of Allegiance.

Present at roll call at the District was Director McGurk. Also present were Manager Moody, Assistant Manager Hopkins, Finance Director Vega and Administrative Clerk Feliciano. Present at roll call via teleconference were Directors Atkins, McGaughey, Panizza, Sanguinetti and Watkins. Director Cortopassi was absent. Also present via teleconference were Legal Counsel Zolezzi and Consultant Barkett.

**B. CONSENT CALENDAR (None)**

**C. PUBLIC COMMENT (None)**

**D. SCHEDULED PRESENTATIONS AND AGENDA ITEMS**

1. Minutes 09/14/21 Regular Meeting

A motion was moved and seconded to approve the September 14, 2021 Regular Board Meeting Minutes, as presented.

Roll Call:

Ayes: Atkins, McGaughey, McGurk, Panizza, Sanguinetti, Watkins

Nays: None

Abstain: None

Absent: Cortopassi

2. Warrants – California Public Employees’ Retirement System

Director McGurk inquired why the total amount was higher than normal. Manager Moody replied Line 2, Retired Contributions for Payroll 09/17/21-M&I in the amount of \$2,573.97 is a retroactive payment for an employee on Disability Leave which was discussed in closed session at the previous Regular Board Meeting.

A motion was moved and seconded to approve the September 21, 2021 Warrants, as presented.

Roll Call:

Ayes: Atkins, McGaughey, McGurk, Panizza, Sanguinetti, Watkins

Nays: None

Abstain: None

Absent: Cortopassi

3. United States Bureau of Reclamation – New Melones Deliveries 2022 Water Year – Request for Approval of Delivery Schedule, 09/21/21

Manager Moody provided the Board with the annual request sent to the United States Bureau of Reclamation (USBR) for the 2022 Water Year Delivery Schedule. Manager Moody inquired with the Board about the 2022 Water Year Delivery Schedule; Should the presented schedule or a modified schedule be sent to USBR. Manger Moody explained the modification

would be for Ag customers from January – March to change/remove the delivery amount for those customers. Manager Moody added USBR and Tri-Dam have been notified that Ag customers will not be taking water between September 30, 2021 and December 31, 2021. Manager Moody commented this request would be for the upcoming water year; water taken in the first three months without allocation from USBR would result in the full O&M cost due but if this the modification is made and this winter provides rain, the District would not be able to take New Melones water. Manager Moody commented he does not see any issue with not requesting water for Ag customers from January – March as the water is not normally used but would defer to the Agriculture Operations Committee members.

President Watkins commented the District always requests the water but would defer to what Legal Counsel Zolezzi advises. Manager Moody reported the request can be made and should the Board decide later not to take the water, the District does not have to take water. Legal Counsel Zolezzi replied yes, just because the water is requested does not mean the District has to take it. Manger Moody reported the request will be submitted as presented and in December, the request will be brought back to the Board for modifications at that time.

Director McGurk inquired if this request would affect Central San Joaquin Water Conservation District. Manager Moody replied the District delivers the water but they request it from USBR. This item was for information only.

4. Stockton East Water District – Proposal for Water Supply SCADA Integration by Control Point Engineering Memo, 09/14/21

Assistant Manager Hopkins reported this fiscal year the District undertook several projects in the Water Supply System that included a SCADA component to integrate with the SCADA system in the Water Treatment Plant; Staff has completed several of those projects and are now working on the communications aspect to connect those projects to the Water Treatment Plant SCADA system however, the Water Supply system does not have a SCADA backbone developed yet, this would be the programming necessary to bring the water supply sites into the SCADA system that is independent of any remote location. Assistant Manager Hopkins commented Staff reached out to our integrator, Control Point Engineering and they provided the District with a proposal in the amount of \$39,040 to perform all the backbone integration work in order to display the remote sites on the SCADA system. Assistant Manager Hopkins added the work was not budgeted, Staff is proposing to use funding available in the New Melones & New Hogan O&M accounts to cover the cost in a proportional share. Manager Moody commented the Board approved a one-year agreement for a cloud-based data gathering and control system for these gates with the idea that they will be attached to SCADA and the \$9,600 yearly charge will be eliminated. Assistant Manager Hopkins added yes, once this work is performed and the remote sites are integrated with the Water Treatment Plant SCADA system over the District’s telemetry, the Rubicon cloud-based SCADA subscription will not need to be renewed.

A motion was moved and seconded to approve a Professional Services Agreement with Control Point Engineering for the Water Supply SCADA Integration in the amount not to exceed \$39,040, as presented.

Roll Call:

Ayes: Atkins, McGaughey, McGurk, Panizza, Sanguinetti, Watkins

Nays: None

Abstain: None

Absent: Cortopassi

## E. COMMITTEE REPORTS

### 1. ACWA Federal Affairs Committee Meeting, 09/15/21

Consultant Barkett attended the September 16, 2021 ACWA Federal Affairs Committee Meeting. Consultant Barkett reported the meeting was moved from September 15<sup>th</sup> to September 16<sup>th</sup> due to an emergency meeting after the recall election that held precedent. Consultant Barkett reported updates on the ACWA appointments that are due in October, the ACWA Fall Conference is being held in Pasadena, CA with a virtual option available as well. Consultant Barkett reported a Washington update including Senate passed a bipartisan package with nine Congressmen who held out and will vote again on September 27<sup>th</sup>. Consultant Barkett reported discussion of the House of Reconciliation letters that detail ACWA's position. Consultant Barkett reported on the regulatory update, the Waters of the United States had issues for many years and the Trump Administration improved them finally in 2020, then Biden came into office and implemented an Executive Order and ACWA is now working on ways to change it back to the way it was in 2020; there is an extensive letter from ACWA detailing all the key points that are important to water districts in an effort fight against the current Executive Order. Consultant Barkett reported the most important bill discussed was Forrest Management to help with all the fires; they are trying to build a coalition water agencies and environmentalists that can team up and come up with a reasonable plan for management of the forest.

### 2. San Joaquin County Flood Control and Water Conservation District Advisory Water Advisory Commission Meeting, 09/15/21

Director McGurk attended the September 15, 2021 San Joaquin County Flood Control and Water Conservation District Advisory Water Advisory Commission Meeting. Director McGurk reported Tom Gau is back after being gone for six years and he is focusing on picking up where he left off with building trust and relationships. Director McGurk reported on the State Water Resources Control Board Emergency Curtailment Orders; No in-Delta riparian water rights were curtailed, only pre-1914 riparian water rights were curtailed and lawsuits from South Delta Water Agency, Central Delta Water Agency, Byron-Bethany Irrigation District combined as a result. Director McGurk reported on the Drought Conditions; Local and State Response; San Joaquin County has received many well applications; 24 Ag Well Applications in the month of August alone and additionally more applications for domestic wells. Director McGurk reported on project updates; San Joaquin County wants to keep the 1990 American River Water Right Application as their current application. Director McGurk reported on the Eastern San Joaquin Groundwater Authority – Next Steps Toward Implementation of the GSP; Department of Water Resources is providing case studies and project funding to include \$15,000 for outreach regarding domestic wells that have gone dry. Director McGurk reported the Tracy Subbasin has water and does not have any projects planned. Director McGurk reported the Demonstration Recharge Extraction and Aquifer Management Project, the 408 Army Corps permits have not been approved. Manager Moody commented they have been approved for both Mosher Creek and Bear Creek. Director McGurk reported on the Integrated Regional Water Management Project Selection Process; 15 projects have been submitted with \$6.5 million in funds; North San Joaquin County received \$3 million, City of Stockton, Woodbridge Irrigation District and North Lodi Water District received \$2 million, which leaves \$1.5 million available for other projects. Director McGurk reported on the Groundwater Reports, the San Joaquin County is behind on reporting the Groundwater, the 2019 Groundwater reports will be distributed at the next meeting; all the data has been collected for the 2020 and 2021 Groundwater reports and now that the County is fully staffed the reports will be distributed soon. Director McGurk reported on Member Agencies; George Hartman commented the Delta is working smoothly to include the water Board Meeting – 09/21/21

agencies and water users collaborate well and ~~George Hartman~~ the Delta Water Master acts as a liaison between the Delta water users and State. Director McGurk reported the Department of Water Resources FIROMAR Pilot Project has awarded Chris Elias, Matt Zidar and Stockton East Water District with \$3 million to pay for the local share of the project. Manager Moody commented the District was awarded almost \$4 million, potentially \$5 million. Director McGurk reported in public comment the lack of projects. Manager Moody commented the last JPA Board Meeting, Stockton East Water District was the only agency executing projects and that is a cause of concern that we are not moving towards sustainability. The next meeting is scheduled for October 20, 2021.

## **F. REPORT OF GENERAL MANAGER**

### **1. Water Supply Report as of 09/13/21**

Manager Moody provided a handout of the Water Supply Report for information only that included storage, release, and production data collected from various sources as of midnight last night.

There is 91,733 AF in storage at New Hogan Reservoir. Current releases are set at 153 cfs. Current release at Goodwin Dam to Stanislaus River are set at 277 cfs and release to all water users are set at 166 cfs. There are 8 irrigator(s) on New Hogan and 2 irrigator(s) on New Melones. There are currently no Out-of-District irrigator(s). The water treatment plant is currently processing 26 mgd. The City of Stockton is currently processing 24 mgd.

### **2. Information Items:**

Manager Moody noted items: F2a-1, F2a-2 and F2a-3.

### **3. Report on General Manager Activities**

a. Greater San Joaquin County Regional Water Coordinating Committee Meeting, 09/15/21  
Assistant Manager Hopkins attended the September 15, 2021 Greater San Joaquin County Regional Water Coordinating Committee Meeting. Assistant Manager Hopkins reported the meeting was an overview of the projects selected by the project selection committee to approve the projects before they could be awarded the funds. Assistant Manager Hopkins reported the two projects selected for grant funding were the North San Joaquin Water Conservation District North System Project to modernize their system and the City of Stockton project for groundwater recharge. Assistant Manager Hopkins reported the meeting ended with a reminder that project submissions can be submitted at any time and the next meeting will not be until early 2022.

Manager Moody commented the project to get Elkhorn Golf Course onto surface water should be submitted to the committee; it is a several hundred-acre-foot recharge project that is ready to go for a fraction of the cost of other projects in the queue. Manager Moody added he will be speaking to Kris Balaji as well about submitting this project to the committee.

b. Central Valley Project Water Association – Executive & Financial Affairs Committee, 09/17/21

Finance Director Vega attended the September 17, 2021 Central Valley Project Water Association – Executive & Financial Affairs Committee. Finance Director Vega reported an update on staffing; the rate setting chief is retiring. Finance Director Vega reported an update on the remediation of CVP costs which is a reconciliation of 2014-2019 construction costs; the Bureau claims there will be no significant impact unless contractors

did not pay their construction costs during that period. Finance Director Vega reported an update on large scale maintenance projects that have significant costs attached that may affect districts if they are paid right away; with the hope that the framework is designed to allow district to pay over time and not in a lump sum amount. Finance Director Vega reported an update on the cost allocation study; the study was finalized a couple years ago, but because the implementation takes years, there is a reconciliation process which may result in additional charges or credits. Finance Director Vega added there was a suggestion by the Association to the Bureau to develop a list of projects to give to the contractors so they can plan for the projects ahead of time. Finance Director Vega reported an update on the San Luis Transmission Project and the San Luis SOD and Dam Raise; they are trying to use WIIN Act funding for the San Luis SOD and Dam Raise but the construction schedule required but the WIIN Act is very aggressive and they are not sure that they can use that funding. The next meeting is scheduled for October 15, 2021.

c. Stockton East Water District Activities Update

Manager Moody attended the September 17, 2021 Stockton Area Water Suppliers (SAWS) Meeting. Manager Moody reported a consensus of concern now that the recall election is over, there will be Executive Orders pertaining to drought and COVID-19 that will affect the agencies involved. Manager Moody reported CalWater told District Staff they were interested in having a backflow preventer installed before City of Stockton takes our water to the north, to prevent chloraminated water being able to backflow to our plant and into CalWater's zone; with the price tag of \$850,000 CalWater decided to forgo the project based on that cost and remote chance of the issue occurring. Manager Moody reported discussion on the flood control curve for New Hogan and they expressed concern for next year's water. Manager Moody added CalWater expressed interest in conducting a study regarding the drought to include scenarios for the upcoming years should it not rain, and whether or not the District should be running our wells and saving New Hogan Dam water. Manager Moody commented it has not been done in the past but the conservation and recreation amounts kept in New Hogan Dam, AG will use what is left over from M&I and it does not make sense to spend the money knowing we would empty the reservoir. Manager Moody reported the City of Stockton has several wells that are inoperable for various reasons that include not have an ammonia connection to them to provide water, not connected to PG&E or they have a PFOS issue; the City of Stockton is working to fix the wells to prepare them for use next summer. This was for information only.

Manager Moody inquired with the Board if they would like to add an insert to the Progress Bill mailing to inform the water rights holders on the Mormon Slough, Calaveras River and Lower Farmington Canal of the State Board reporting that is required for them to respond. Director McGaughey replied anything that can be done to help our customers should be done. Director Panizza agreed that it should be done. Director McGurk inquired if insert goes out and those customers start calling the office, will Staff be able to help. Manager Moody replied we cannot do it for them, they have to use the password that was mailed to them and report it themselves, we want to remind and recommend them to get it done. Manager Moody added Jennifer Spaletta sent a link that we will include in the insert to make it easier for the customers. Director Sanguinetti added the insert should include detailed instructions on how to complete the reporting to the State Board. Legal Counsel Zolezzi commented the District should not advise the customers on how to file out the report.

**G. DIRECTOR REPORTS**

- 1. Greater Stockton Chamber of Commerce – Meet Your Chamber Leaders Dinner, 09/16/21  
 Director Sanguinetti and President Watkins attended the September 16, 2021 Greater Stockton Chamber of Commerce – Meet Your Chamber Leaders Dinner. Director Sanguinetti reported the event honored past Greater Stockton Chamber of Commerce Presidents and Directors and introduced the current Board of Directors and Staff. Director Sanguinetti commented it was a nice function with good food.

**H. COMMUNICATIONS (None)**

**I. AGENDA PLANNING/UPCOMING EVENTS**

**J. REPORT OF THE COUNSEL**


- 1. Closed Session - Potential Litigation  
 Government Code 54956.9 (c) – one case

President Watkins adjourned the meeting to closed session at 1:19 p.m. to discuss closed session agenda items. The regular meeting reconvened at 1:29 p.m., with no reportable action.

**K. ADJOURNMENT**

President Watkins adjourned the meeting at 1:30 p.m.

Respectfully submitted,

  
 Scot A. Moody  
 Secretary of the Board

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