

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, MARCH 19, 2019 AT 12:00 NOON

A. PLEDGE OF ALLEGIANCE AND ROLL CALL

President Panizza called the regular meeting to order at 12:24 p.m., and Administrative Clerk Curtis led the Pledge of Allegiance.

Present at roll call were Directors Atkins, Cortopassi, McGaughey, McGurk, Panizza, Sanguinetti and Watkins. Also present were Manager Moody, Assistant Manager Lee, Finance Director Vega, Administrative Clerk Curtis, Legal Counsel Zolezzi and Consultant Barkett.

B. CONSENT CALENDAR (None)

C. PUBLIC COMMENT

John Freeman, Cal Water introduced Steve Johnson as the Interim District Manager for the Stockton office. Mr. Freeman will be moving on as the Operations Manager of Livermore.

D. SCHEDULED PRESENTATIONS AND AGENDA ITEMS

1. Minutes 03/12/19 Regular Meeting

Director Atkins made the following correction to the minutes:

- Page 4, section E-1, 1st paragraph, 14th sentence – add “a maximum of” and strike “and that number will need to get down to the maximum threshold of .37 milligrams per liter.”

A motion was moved and seconded to approve the March 12, 2019 Regular Meeting Minutes, as amended.

Roll Call:

Ayes: Atkins, Cortopassi, McGaughey, McGurk, Panizza, Sanguinetti, Watkins
Nays: None
Abstain: None
Absent: None

2. Warrants

- a. Fund 70 – Administration Fund
- b. Fund 71 – Water Supply Fund
- c. Fund 91 – Vehicle Fund
- d. Fund 94 – Municipal & Industrial Fund
- e. Payroll
- f. Summary
- g. Short Names/Acronym List
- h. SEWD Vehicles & Heavy Equipment

Director Atkins inquired on the expense on page 9, line item 8 for Farm Pump & Irrigation Co. (FPI) for progress billing-Copperopolis Traveling Water Screens & Conveyance Sys. in

the amount of \$62,491.71. Manager Moody replied this payment is for the trash rack currently being installed at Copperopolis.

Director Atkins inquired on the expense on page 11, line item 5, for Battery Bill, Inc. for new batteries for Unit #44 in the amount of \$458.14. Manager Moody replied those batteries are for the battery pack on the Genie lift.

Manager Moody reported on the expense on page 11, line item 6 for Brannon Tire Corp for tires and front suspension for Unit #69 in the amount of \$2,214.64. This charge was for 4 tires and 2 struts with springs.

A motion was moved and seconded to approve the March 19, 2019 Warrants, as presented.

Roll Call:

Ayes: Atkins, Cortopassi, McGaughey, McGurk, Panizza, Sanguinetti, Watkins
Nays: None
Abstain: None
Absent: None

3. Central California Traction Railroad Site Project – Agreement (Ridgeline Engineering & SEWD)

Manager Moody provided the Board with information on structural engineering services for the Central California Traction Railroad (CCTR) Fish Passage Improvement Project. Manager Moody reported to help minimize liability for the Department of Water Resources (DWR) and the District, the District would like to use some of the grant funding to contract with an outside firm to ensure the integrity of the structural components of the bridge are not compromised.

Manager Moody reported staff recommends working with Ridgeline Engineering in an amount not to exceed \$47,900 to monitor District staff during the CCTR Project.

A motion was moved and seconded to approve procuring the services of Ridgeline Engineering in an amount not to exceed \$47,900 for the Central California Traction Railroad Fish Passage Improvement Project, as presented.

Roll Call:

Ayes: Atkins, Cortopassi, McGaughey, McGurk, Panizza, Sanguinetti, Watkins
Nays: None
Abstain: None
Absent: None

4. United States Army Corps of Engineers Tainter Gate Project – New Hogan

Manager Moody and Assistant Manager Lee attended a Tainter Gate Project discussion at New Hogan on March 13, 2019. Manager Moody reported he was advised a few months prior that Phase 1 of the Project was completed. The United State Army Corps of Engineers (USACE) were intending to complete one Tainter Gate during this phase and get a feel for the workload and complete the other two remaining Gates next fall.

Manager Moody advised the USACE are in fact not complete with Phase 1; instead, they have only done half of the Tainter Gate. They had an issue with the subcontractor being unable to

weld above their head and had to find another contractor to work with and they were only able to finish half of the Gate.

Manager Moody reported the USACE plans to finish the remaining 2 ½ gates next year, however, he is unsure how as they were unable to complete one gate this year. The USACE advised there is a possibility that they may just have to work on it no matter the water conditions, until the Project is complete.

Manager Moody reported he wanted to bring this to the Board to consider advising the USACE to move forward and do what they need to finish the Project to prevent it stretching any further.

Manager Moody reported he inquired during the discussion if this Project was to take place during the summer months what the elevation of the water should be, even when expecting no inflow. The USACE was unable to provide a solid answer. Manager Moody reported there is a 13-foot elevation drop from the Tainter Gate to the 152,000 AF level of the Reservoir.

Manager Moody advised the USACE that he would bring the information to the Board. Manager Moody reminded the Board that the CCTR Project will begin in the fall and there cannot be any large releases in that area for at least 6-weeks.

Manager Moody reported there are migratory swallows in the area that are protected. If the swallows nest, no work can be done in the area. If the USACE begins working before the swallows nest, they can net the area and proceed. If they attempt to start work after nesting has begun, work will be stopped.

Legal Counsel Zolezzi inquired if there is another way to give the USACE a dry workspace, like inflatable dams. Manager Moody reported he is not sure what the expense would be, but to avoid losing water next year he will raise the question.

Director Atkins inquired if the USACE is only allowed to work during a certain time of the year. Manager Moody replied they are trying to complete the work in a period that would affect the District's irrigation the least. The USACE is willing to work in the same time frame they did last year, but because they have more gates than they did last year he assumes they would continue work into rain season.

Director Atkins inquired there is a final date this Project needs to be completed by. Manager Moody replied no, but the longer they keep the contractors facilitating the work employed, the more expensive the Project will become.

President Panizza inquired why the Project cannot be completed during the summer months with a larger crew to shorten the length of the Project. Manager Moody replied he proposed summertime work pending the water level, but the USACE was unable to provide a solid answer.

Director Cortopassi inquired what the top of conservation (TOC) is during the summer. Manager Moody replied tomorrow, Wednesday, March 20th the TOC curve goes straight up.

Director Atkins inquired if the swallows are more active in the summer months. Manager Moody replied their nesting season is late summer through early fall and they cannot be disturbed during this time if they have nested.

Manager Moody reported that he believes the USACE is doing their best in keeping the District in mind during this Project, but they are also coming up against needing to get the Project completed.

Director Cortopassi inquired if it would be possible to have an Engineer from the District go to the site and take measurements to ensure the numbers being reported by the USACE are accurate. Manager Moody replied yes.

Manager Moody reported he will have staff work with the USACE to get detailed figures and bring the information back to the Board.

E. COMMITTEE REPORTS

1. Groundwater Sustainability Plan Advisory Committee (PAC) Meeting, 03/13/19

Director Watkins attended the March 13, 2019 Groundwater Sustainability Plan Advisory Committee (PAC) Meeting. Director Watkins reported there was discussion and recommendation of the Committee to have the JPA Board review and approve water budget planning estimates; sustainability indicators; monitoring, measuring and model refinements and project implementation. The Committee ran out of time before they were able to discuss recommendation for management actions and groundwater-dependent ecosystems. Director Watkins reported there was pushback from the audience that the undesirable results need to be addressed during these discussions. There was discussion on the Attorney's Group and how items should not be taken to the JPA Board for approval if the Attorneys are still in discussion on particular items. The consensus of the Committee was that topics need to continue to move forward, whether or not the Attorneys have come to an agreement. Legal Counsel Zolezzi commented that if the numbers are not accurate than they should not be distributed to the GSAs. Director Watkins replied that the Committee is stating they are running out of time and need to move forward. Director Watkins reported there was not a lot of discussion on technical items. The Committee is provided with a minimal amount of information on topics than asked for approval of the topics so they can be voted on at the JPA Board level. The next meeting is scheduled for April 10, 2019.

2. Eastern San Joaquin Groundwater Authority Joint Exercise of Powers Authority Meeting, 03/13/19

Directors Panizza and Watkins attended the March 13, 2019 Eastern San Joaquin Groundwater Authority Joint Exercise of Powers Authority Meeting. Director Panizza reported a current progress update was provided. There was public comment from the Sierra Club about the openness and public input aspect of the meeting. John Freeman, Cal Water reported he had additional conversations after the meeting about Cal Water's contribution to the basin and they should be recognized for their efforts. The next meeting is scheduled for April 10, 2019.

3. Eastern San Joaquin Groundwater Authority Informational Meeting (SGMA Outreach Meeting), 03/13/19

Director Watkins attended the March 13, 2019 Eastern San Joaquin Groundwater Authority Informational Meeting (SGMA Outreach Meeting). Director Watkins reported there was not a large turnout. Discussion focused on groundwater dependent ecosystems. There was a lengthy discussion on the Delta affecting surface water. The speakers of this topic were advised that these meetings are specifically to discuss groundwater. There was discussion on approaches to addressing undeveloped agricultural land. Director Watkins reported that Michael Machado was present and spoke to growers who have put 20-30 year investments in orchards and there now may be possibility of them being cutoff someday. Director Cortopassi inquired if there is a moratorium on wells. Director Watkins replied Stanislaus County does have a moratorium unless you are part of the AB3030 management plan within a district.

F. REPORT OF GENERAL MANAGER

1. Water Supply Report as of 03/18/19

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 196,845 AF in storage at New Hogan Reservoir. Current releases are set at 297 cfs. There is 2,029,576 AF in storage at New Melones Reservoir. Current release at Goodwin Dam to Stanislaus River are set at 4,511 cfs and release to all water users are set at 4,877 cfs. There are no irrigator(s) on New Hogan, New Melones or Out-of-District. The water treatment plant is currently processing 18 mgd. The City of Stockton is currently processing 14 mgd.

Director Cortopassi inquired if New Melones has a flood control level. Director Watkins replied, yes it is typically 1,970,000 AF.

2. Information Items:

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

3. Report on General Manager Activities

- a. ACWA State Legislative Committee Meeting, 03/15/19

Manager Moody attended the March 15, 2019 ACWA State Legislative Committee Meeting. Manager Moody reported the Committee reviewed ~40 bills, which took the majority of time. There was discussion on the ACWA sponsored bill for the trust fund. There are competing bills for groundwater recharge out, the general consensus was none of them will go anywhere. The next meeting is scheduled for April 5, 2019.

- b. Central Valley Project Water Association – Executive & Financial Affairs Committee, 03/15/19

Finance Director Vega attended the March 15, 2019 Central Valley Project Water Association – Executive & Financial Affairs Committee Meeting. Finance Director Vega reported there was a presentation provided on the safety of dam inspections. They are working to reinforce dams in the event of earthquakes. This would include determining if dams can be raised 12-feet to protect against slumping and overflow. They are going to begin by raising and reinforcing B.F. Sisk Dam. The USBR is going to start producing spreadsheets to support the Trinity PUD assessment, which is \$0.36 AF. Previously, the

listed charge had no supported documentation. There should be information included on the next set of rates. Finance Director Vega reported there was discussion on the Cost Allocation Study that has been out since January. The Committee felt the 90-day comment period was too short for such an extensive document. They are working for a 60-day extension for comments. Finance Director Vega reported the Cost Allocation Study could affect the WIIN Act, everything is pending finalization of the process. There was discussion on the Croffsets, which is credit for power contractors. It was mentioned they would conduct annual audits on the Restoration Fund for the CVPIA to evaluate the appropriateness of expenses as well as ensuring they are place in the correct fund. Finance Director Vega reported the USBR is trying to finalize the rate setting policy, which has been a work in progress since the late 90's. There was discussion on aging infrastructure and working towards a repayment plan for extraordinary expenses that the CVP currently does not have. Extraordinary O&M occur due to unexpected events, that would require water users to pay back the costs immediately the following year. They are currently compiling a list of potential big ticket items and are looking to cap the amount at \$6 million and amortize the remaining amount so contractors are not burdened by paying the amount all at once. Finance Director Vega reported there was discussion on simplifying water reporting because contractors do not understand the printouts provided by the USBR. The next meeting is scheduled for April 19, 2019.

c. Stockton East Water District Activities Update

Manager Moody requested the Board RSVP to staff if they will be attending the Linden and Collegeville Farm Centers – Annual Dinner Meeting on March 28, 2019.

Manager Moody reported there is a possibility that ACWA/JPIA will be able to conduct a Sexual Harassment training for the Board on either July 9th or July 16th. Director McGaughey replied she would prefer training on July 9th. Manager Moody advised staff will reach out to ACWA/JPIA.

Manager Moody provided the Board with an update on the Agriculture Operations Committee Meeting scheduled for Friday, March 22nd, as the meeting time is now at 12:30 p.m. Manager Moody will be meeting with the Urban Contractors at 10:00 a.m. and wants to allow enough time between the meetings to get from one location to the next.

Manager Moody provided the Board with a handout of questions he and Legal Counsel Zolezzi came up with for the Water Balance Meeting on March 21st. Manager Moody reported the handout is for informational purposes, however, if the Board has any input the questions can be updated.

G. DIRECTOR REPORTS (None)

H. COMMUNICATIONS

1. Stockton East Water District/Treatment Plant Scheduling of Water Correspondence, 03/08/19
Manager Moody provided the Board with correspondence regarding the Stockton East Water District/Treatment Plant Scheduling of Water. Manager Moody reported this is the annual letter sent to the Urban Contractors advising them that the District has received full allocation and will be standing by to provide as much water as they can take.

I. AGENDA PLANNING/UPCOMING EVENTS

1. Delta Water Users Association – Annual Membership Meeting, 6:00 p.m., 03/20/19
2. Groundwater Sustainability Agency (GSA) Forum, 10:00 a.m., 03/21/19
3. Groundwater Sustainability Agency Water Balance Discussion, 3:00 p.m., 03/21/19
4. Agricultural Operations Committee Meeting, Noon, 03/22/19

Director Cortopassi inquired on who was invited on the New Hogan Tour. Manager Moody reported newly elected officials, Assembly Members Eggman and Flora and Congressmen McNerney and Harder. Manager Moody advised security is tight at New Hogan, so the amount attending has to be monitored.

J. REPORT OF THE COUNSEL

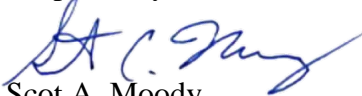
1. Closed Session - Existing Litigation
Stockton East Water District vs. City of Stockton, et al.
Government Code 54956.9 (a)
2. Closed Session - Potential Litigation
Government Code 54956.9 (c) – one case

President Panizza adjourned the meeting to closed session at 1:21 p.m. to discuss closed session agenda items. The regular meeting reconvened at 1:42 p.m., with no reportable action.

K. ADJOURNMENT

President Panizza adjourned the meeting at 1:43 p.m.

Respectfully submitted,



Scot A. Moody
Secretary of the Board

tbc

