

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 1, 2020 AT 12:00 NOON

A. PLEDGE OF ALLEGIANCE AND ROLL CALL

President Panizza called the regular meeting to order at 12:32 p.m. and Director McGurk led the Pledge of Allegiance.

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

B. CONSENT CALENDAR (None)

C. PUBLIC COMMENT (None)

D. SCHEDULED PRESENTATIONS AND AGENDA ITEMS

1. Minutes 08/25/20 Regular Meeting

Director Cortopassi made the following correction to the minutes:

- Page 5, section D-5, 19th paragraph, 3rd sentence – remove “brining” and replace with “bringing”.

A motion was moved and seconded to approve the August 25, 2020 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 68 – Municipal & Industrial Groundwater Fund
- b. Fund 70 – Administration Fund
- c. Fund 71 – Water Supply Fund
- d. Fund 89 – Fish Passage Improvements Fund
- e. Fund 91 – Vehicle Fund
- f. Fund 94 – Municipal & Industrial Fund
- g. Summary
- h. Short Names/Acronym List
- i. SEWD Vehicles & Heavy Equipment

Director Cortopassi inquired on the expense on page 11, line item 20 for San Joaquin Valley Air Pollution Control District for FY 20-21 Annual Permits to Operate Emergency Generators

in the amount of \$4,811.00. Manager Moody replied the District is Tier 4 compliant, but because we are a mass producer we are required to have a permit to operate.

Director Cortopassi inquired on the expense on page 15, line item 1 for Kjeldsen, Sinnock & Neudeck Inc. for professional services for the Fish Screen Improvement Proj. June 2020 in the amount of \$71,056.57. Manager Moody replied this is part of the Fish Screen Design permitting. Assistant Manager Hopkins replied the District has spent ~\$300,000 of a \$3 million contract.

Manager Moody reported on the expense on page 20, line item 30 for MSC Industrial Supply Co. for tape measures (4) for Engineering Department in the amount of \$210.08. Manager Moody reported staff who purchased these has been spoken to about looking for cheaper options. Director McGurk inquired if they are a combination of standard and metric. Manager Moody replied they are extra wide.

Director Atkins inquired on the expense on page 17, line item 20 for Snap-On Tools/WCST Inc. for tools for Vehicle Maintenance Shop in the amount of \$279.02. Assistant Manager Hopkins replied this cost is for a fuel pressure tester.

Director Sanguinetti inquired on the expense on page 20, line item 52 for Valley Pacific Petroleum Services, Inc. for gear oil for servicing Limatorques 7 gals @\$118.477142/gal in the amount of \$829.34. Manager Moody replied often times if you do not use oil manufacturer recommends it will void the warranty. Manager Moody advised staff will research different options.

Director Atkins inquired on the expense on page 20, line item 29 for Larry's Tree Care for removal of dying tree near Admin parking lot in the amount of \$3,950.00. President Panizza inquired if there were any wires or electrical near this area. Manager Moody replied no, but when the tree service came out to investigate as limbs had fallen they advised the tree needed to be removed immediately as it could come down at any moment.

A motion was moved and seconded to approve the September 1, 2020 Warrants, as presented.

Roll Call:

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

Nays: None

Abstain: None

Absent: None

3. Stockton East Water District – Injury & Illness Prevention Plan Update

Manager Moody provided the Board with an Injury & Illness Prevention Plan (IIPP) Update. Manager Moody reported this Plan should be reviewed by the Board annually. Staff recently revised the District's IIPP to include a section regarding contagious diseases and a response plan.

Director McGurk inquired if getting a COVID test is part of District protocol because it is not spoken to in the new insert. Manager Moody replied because the District cannot control the testing aspect and all results take a different amount of time to receive, he did not want to add that caveat.

Manager Moody reported staff researched what other Districts are doing and was able to par down language to make it cohesive with current District practices.

Director Cortopassi inquired if Legal Counsel has reviewed this document. Manager Moody replied that they reviewed last year's revision, but not the new contagious disease language. Legal Counsel Zolezzi added she will have Stephanie Sakai review the new language and ensure it is appropriate.

Director McGaughey inquired if staff is paid if they are required to stay home for illness. Manager Moody replied everyone receives the 2-weeks federal pay, however, if they exceed that amount of time and Manager Moody is requiring them to stay off work for any additional time, the District will pay for it as he is requiring it.

Manager Moody reported this item will be brought back to the Board for consideration and approval after Legal Counsel review.

E. COMMITTEE REPORTS

1. Agricultural Operations Committee Meeting, 08/27/20

Directors Atkins, Cortopassi, Sanguinetti and Watkins attended the August 27, 2020 Agricultural Operations Committee Meeting. Director Cortopassi reported that Assistant Manager Hopkins created a spreadsheet for the Committee identifying existing diversions that are on the Calaveras River, Mormon Slough, Potter Creek and Peters Pipelines. Staff identified current potential surface water users of almost 8,000 AF per year. There was discussion on how to get landowners to use the facilities currently on their land to use surface water instead of groundwater. Director Cortopassi reported staff will be organizing someone to conduct a phytophthora study. There was discussion on upcoming projects that will require shutting off water production. The Ag division gave direction on how projects can be prioritized. There have been some issues with COVID and not being able to acquire materials on time to finish the job. Director Cortopassi reported the Committee discussed ways to create funding for projects and how to get landowners to use more surface water. President Panizza inquired if the Committee will continue to meet when staff has additional information to share. Director Cortopassi replied yes. Director Sanguinetti added that the Committee discussed projects on New Melones, staff knows there is work that needs to be performed, and however, there could be delays with the timing of materials. Director McGurk reported there is a new serviceperson for the UC Extension program, and this person was planning on conducting field trials in orchards. Perhaps staff can look into whether or not this work was done and if it included phytophthora.

F. REPORT OF GENERAL MANAGER

1. Water Supply Report as of 08/31/20

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 150,672 AF in storage at New Hogan Reservoir. Current releases are set at 172 cfs. There is 1,574,422 AF in storage at New Melones Reservoir. Current release at Goodwin Dam to Stanislaus River are set at 202 cfs and release to all water users are set at 1,418 cfs. There

are 10 irrigator(s) on New Hogan, 2 irrigator(s) on New Melones and 1 Out-of-District irrigator(s). The water treatment plant is currently processing 34 mgd. The City of Stockton is currently processing 25 mgd.

2. Information Items:

Manager Moody noted items: F2a-1, F2a-2, F2a-3 F2a-4 and F2a-5.

President Panizza inquired on the approval of AB 3030 as the legislative session ended yesterday. Legal Counsel Zolezzi replied that she believes it did not pass. President Panizza inquired if Manager Moody can inform the Board when information is gathered on the status of AB 3030.

3. Report on General Manager Activities

a. Central Valley Project Improvement Act Proportionality Workshop, 08/21/20

Finance Director Vega attended the August 21, 2020 Central Valley Project Improvement Act Proportionality Workshop. Finance Director Vega reported this workshop stemmed from a court judgement, in which the USBR lost an appeal that was brought on by power agencies. The USBR has been using a \$50 million threshold to collect funds each year. If collections were short from main criteria, than power agencies payments would be increased. The power agencies claimed up charging to make up for loss violated a proportionality clause. Power agencies won this case. Finance Director Vega reported the USBR will be gearing calculations differently because of this ruling. The new calculations would cause the CVPIA to calculate \$10 million less each year. That means less money for environmental projects.

b. Central Valley Project Improvement Act True-Up Workshop, 08/25/20

Finance Director Vega attended the August 25, 2020 Central Valley Project Improvement Act True-Up Workshop. Finance Director Vega reported in 2017, USBR had given power and water contractor's information that showed obligations through 2017. At that time, water contractors were shown to have obligations of \$42 million and power contractors had credit. As of 2019, under proposed new Business Practices Guidelines, both water and power contractors would have a credit anywhere between \$100 million to \$120 million. Finance Director Vega reported the USBR would like to implement the new Business Practice Guidelines by 2021.

c. ACWA State Legislative Committee Meeting, 08/28/20

Manager Moody attended the August 28, 2020 Emergency ACWA State Legislative Committee Meeting. Manager Moody reported ACWA called for an emergency meeting to discuss two bills that were amended and attempting to be pushed through legislation. The first bill was AB 6 (Reyes), which was being opposed by most. Through this bill, Attorney General Becerra is attempting to drastically increase his authority to bring civil action with California Department of Fish & Wildlife and investigation of police shootings. ACWA took an opposed position. Director Cortopassi commented that this bill was passed through the assembly and is headed for the senate. Manager Moody reported the second bill was AB 1569 regarding electrical corporations and the half cent fee per kilowatt per hour that is paid for wildfires. This bill is getting ready to sunset and is trying to be pushed through and not sunset until 2051, instead of 2022. The majority of the Committee were opposed because it was rushed and not understood by many. ACWA took

a neutral position. President Panizza inquired if Manager Moody will bring information on these bills back to the Board once it is received. Manager Moody replied yes. The next meeting is scheduled for October 30, 2020.

d. Stockton East Water District Activities Update

Manager Moody reported he sent Mel Lytle, City of Stockton and Jeremiah Mecham, Cal Water an email regarding reduced capacities or plan to shut down with the upcoming project schedule. Manager Moody reported the contractors that installed the valves and motor controls for valves need to come onsite and fix the meters that were installed as they do not penetrate far enough into the piping. To do this work the Plant will have to shut down and reduce to ~30 MGD. Staff is trying to schedule at the end of September when there is reduced demand. There is also a planned shutdown for 2-weeks in February or early March. Manager Moody has not heard back from Mr. Lytle or Mr. Mecham.

G. DIRECTOR REPORTS (None)

H. COMMUNICATIONS (None)

I. AGENDA PLANNING/UPCOMING EVENTS

1. Stockton East Water District Ad-Hoc Committee Meeting – Bellota Project, 8:00 a.m., 09/04/20
2. District Holiday – Labor Day, 09/07/20

J. REPORT OF THE COUNSEL

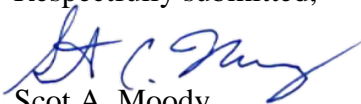
1. Closed Session - Existing Litigation
Stockton East Water District vs. City of Stockton, et al.
Government Code 54956.9 (a)
2. Closed Session - Personnel
Government Code 54957

President Panizza adjourned the meeting to closed session at 1:23 p.m. to discuss closed session agenda items. The regular meeting reconvened at 1:34 p.m., with no reportable action.

K. ADJOURNMENT

President Panizza adjourned the meeting at 1:35 p.m.

Respectfully submitted,



Scot A. Moody
Secretary of the Board

tbc

