

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, DECEMBER 28, 2021 AT 12:30 P.M.

A. PLEDGE OF ALLEGIANCE AND ROLL CALL

Vice President Atkins called the regular meeting to order at 12:30 p.m., and Administrative Clerk Feliciano led the Pledge of Allegiance.

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

B. CONSENT CALENDAR (None)

C. PUBLIC COMMENT

1. Mary Elizabeth, Sierra Club-Delta Chapter thanked the Board of Directors for the detailed minutes taken during the Board Meetings. Mary Elizabeth requested a slide presentation be provided for the Public to follow during the Regular Board Meetings and live links be maintained within documents posted to the District website.

A. SCHEDULED PRESENTATIONS AND AGENDA ITEMS

1. Minutes 12/21/21 Regular Meeting

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

Roll Call:

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

Nays: None

Abstain: None

Absent: None

2. Warrants – California Public Employees’ Retirement System

A motion was moved and seconded to approve the December 28, 2021 Warrants – California Public Employees’ Retirement System, as presented.

Roll Call:

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

Nays: None

Abstain: None

Absent: None

3. Tri-Dam Project – 2022 Budget Review

Directors Atkins, Cortopassi, Panizza and Manager Moody attended the December 17, 2021 Tri-Dam Project – 2022 Budget Review. Director Panizza explained the full report from the meeting was given at December 21, 2021 Regular Board Meeting. Director Panizza reported the Budget has already been approved by the Tri-Dam Board and recommended the Board acknowledge receipt of the Budget and to approve.

A motion was moved and seconded to approve the Tri-Dam Project – 2022 Budget Review, as presented.

Roll Call:

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

4. United States Department of the Interior Bureau of Reclamation – Central Valley Project (CVP), East Side Division Shortage Policy, Stockton East Water District Contract No. 4-07-20-W0329-P and Central San Joaquin Water Conservation District, Contract No. 4-07-20 W03303-P, East Side Division – CVP, California Letter, 12/22/21

Manager Moody provided the Board with a letter from the United States Department of the Interior Bureau of Reclamation. Manager Moody reported the letter was discussed previously at a Regular Board Meeting, as a result, Manager Moody and Legal Counsel Zolezzi spoke with the Bureau of Reclamation. Manager Moody reported the Bureau of Reclamation is changing the process for deciding how their East-Side Contractors (Stockton East Water District and Central San Joaquin Water Conservation District) will or will not receive water and if so, how much. Manager Moody explained in years past it was believed the water delivery was based on New Melones storage and this letter indicates the change to the San Joaquin River Index. Manager Moody added the Bureau of Reclamation runs a model monthly to determine what type of year it is on the San Joaquin River; the types include critical, dry and below normal, above normal and wet. Manager Moody reported the water received is cumulative for both contracts; the 155,000 acre-feet is combined between the Stockton East Water District and Central San Joaquin Water Conservation District, unfortunately in a dry year the 49,000 acre-feet would go to Central San Joaquin Water Conservation District minus the first 15,000 acre-feet that goes to Stockton East Water District. Manager Moody commented outside of the below normal, above normal or wet year, the District will not receive much water. Legal Counsel Zolezzi reported she is doing research and will draft a response letter for the Board before sending to the Bureau of Reclamation. Manager Moody added in the years where no water is received, a health and safety request can be made but they will look at all the other sources of water the District receives to decide if health and safety water will be given; which would mean the District is also not receiving water from New Hogan.

Director Panizza inquired how the Bureau of Reclamation is planning to equalize out what nature is doing and how do they propose to deliver the New Melones water to southern most districts of the San Joaquin River. Manager Moody replied the letter explains other factors that will influence their decisions which come from the State; a temporary urgency change order which is subject to change based on the future orders from the State Water Quality Control Board which require compliance with the Endangered Species Act and or other changes in circumstances justifying a change in the whole policy.

Director Cortopassi inquired if the San Joaquin River Index is a new method for allocating water. Manager Moody replied yes. Director Cortopassi commented the San Joaquin River water is being retained for fish and/or water quality however during the summer the San Joaquin River does not have water coming down and if this continues the District will not get water. Director Cortopassi added the District has to pay for the Dam and for the use of it, but we do not receive water which does not seem right. Manager Moody replied the biological opinion was the beginning to the Bureau of Reclamation changing their water delivery. Legal Counsel Zolezzi

added the Bureau of Reclamation wants to use the San Joaquin River Index because New Melones has its own year types and using the whole San Joaquin River which determines all the rivers and all the flows in the San Joaquin River; this allows them the ability to change the metric. Discussion followed regarding the amount of water that will be received in the different water years and what the water will be used for.

Director McGurk inquired if the original New Melones Dam project funding is limited. Legal Counsel Zolezzi replied no, the project funding is broad and included California Department of Fish & Wildlife and California State Water Resources Control Board. Director McGurk inquired if it could be changed. Legal Counsel Zolezzi replied Central Valley Project Improvement Act changed the law and they are the only ones that can change it. This item was for information only.

E. COMMITTEE REPORTS (None)

F. REPORT OF GENERAL MANAGER

1. Water Supply Report as of 12/20/21

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 120,723 AF in storage at New Hogan Reservoir. Current releases are set at 67 cfs. Current release at Goodwin Dam to Stanislaus River are set at 30 cfs and release to all water users are set at 0 cfs. The water treatment plant is currently processing 17 mgd. The City of Stockton is currently processing 7 mgd.

2. Information Items:

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

3. Report on General Manager Activities

a. Stockton East Water District Activities Update

Manager Moody reported the Treatment Plant is having delivery issues for chemicals for the treatment process; lack of truck drivers and weather are the reported issues. Staff has reached out to local providers to obtain the needed chemicals. Manager Moody spoke with Staff about the upcoming chemical bid process including location for easier access being a higher priority for awarding chemical vendors. Manager Moody reported the District is going outside the Bid Process that was approved by the Board but cannot be avoided as we are in an emergency situation.

Director McGurk inquired if Manager Moody is suggesting the Chemical Bid excludes delivery and the District employs a chemical delivery company. Manager Moody replied no, the goal is to award companies that are located near to the District where delivery will not be an issue. Manager Moody added location may need to take precedence over lower cost; the Chemical Bid awards the lowest responsible bidder which may be a vendor in close proximity but may have a higher cost than others. Manager Moody added the Chemical Bids will be provided to the Board to determine who is the most responsible bidder.

Director Cortopassi suggested the District create space for more inventory if the chemical cannot be delivered on time and also before the Sodium Hypochlorite project breaks ground,

planning for more storage. Manager Moody replied we will look into that for the chemicals that do not have a shelf-life, however the liquid chlorine has a shelf-life and the longer they sit the less affective they are.

Director Sanguinetti inquired who hauls the chemicals. Manager Moody replied we have several vendors that supply and deliver our chemicals. Director Sanguinetti suggested Staff look into local vendors in Stockton that provide chemical transfer services. This item was for information only.

G. DIRECTOR REPORTS (None)

H. COMMUNICATIONS (None)

I. AGENDA PLANNING/UPCOMING EVENTS

1. District Holiday – New Year’s Day, 12/31/21

J. REPORT OF THE COUNSEL

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

Vice President Atkins adjourned the meeting to closed session at 12:54 p.m. to discuss closed session agenda items. District staff, with the exception to Manager Moody, Assistant Manager Hopkins, Finance Director Vega and Administrative Services Manager Carido were excused from the closed session meeting at 12:56 p.m. The regular meeting reconvened at 1:09 p.m., with no reportable action.

K. ADJOURNMENT

Vice President Atkins adjourned the meeting at 1:10 p.m.

Respectfully submitted,



Scot A. Moody
Secretary of the Board

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