

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, APRIL 18, 2023 AT 12:30 P.M.

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

President Atkins called the regular meeting to order at 12:30 p.m., and Director Watkins led the Pledge of Allegiance.

Present at roll call at the District were Directors Atkins, Cortopassi, McGurk, Panizza, Sanguinetti and Watkins. Also present were Manager Hopkins, Assistant Manager Vega, Finance Director Ram, District Engineer Evensen, Consultant Barkett, Administrative Clerk Mendoza, and Legal Counsel Selke. Director McGaughey was absent.

**B. CONSENT CALENDAR**

1. President Atkins requested the Board to make an emergency addition to the agenda. Manager Hopkins reported a fellow ACWA agency requested support from the District of SB 366.

A motion was moved and seconded to add two items to the April 18, 2023 Regular Board Meeting as Agenda Item No. D-5, Stockton East Water District – SB 366 Ensures California has Enough Water for All Beneficial Uses, and D-5a, Support SB 366, as presented.

Roll Call:

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

**C. PUBLIC COMMENT (None)**

**D. SCHEDULED PRESENTATIONS AND AGENDA ITEMS**

1. Minutes 04/11/23 Regular Meeting

A motion was moved and seconded to approve the April 11, 2023 Regular Board Meeting minutes, as presented.

Roll Call:

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

2. Warrants – California Public Employees’ Retirement System

A motion was moved and seconded to approve the April 11, 2023 Warrants – California Public Employees’ Retirement System, as presented.

Roll Call:

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

3. Stockton East Water District – Water Supply Master Plan and Proposed Budget Amendments Memo

Manager Hopkins reported the water supply master plan and proposed budget amendments had been presented to the Board in previous meetings and the concerns over the title of the agenda item were addressed and changed. Manager Hopkins also reported the memo itself was refined to detail the breakdown of the proposed amendments.

Assistant Manager Vega reported Staff wanted to add the water supply master plan to the Fund 70 budget for an amount of \$250,000. Assistant Manager Vega reported the corresponding amount that will be amended from funds 67 and 94, which are the 18% and 82% that are prescribed by Raftelis studies. Assistant Manager Vega added \$205,000 would come from the M&I fund and \$45,000 would come from the agriculture fund.

Director McGurk inquired if the project was a 20-year plan and if the budget amendments would cover the entire 20 years. Assistant Manager Vega commented it is for a one-year study to help prioritize projects for the next 20 years.

Manager Hopkins clarified the \$45,000 transfer from the agriculture reserves will only occur if the District actually uses all of the money in the budget and that would be calculated at the end of the fiscal year. Manager Hopkins commented staff is not proposing to change the base monthly payment, but fund 94 is expected to be sufficiently under budget as it has been in the past.

A motion was moved and seconded to approve the Board amend FY 23-24 budget to include \$250,000 for a water supply master plan under Fund 70, Account 10-5110-0 Reports and Studies and the associated budget amendments, as presented.

Roll Call:

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

Nays: None

Abstain: None

Absent: McGaughey

4. ACWA/JPIA Executive Committee Nomination – Valley Center Municipal Oliver J. Smith  
Manager Hopkins reported the District received a request from Oliver J. Smith of the Valley Center Municipal District to be supported for the nomination to the ACWA-JPIA executive committee. Manager Hopkins mentioned this is the third nominee that has requested support from the District.

Director Sanguinetti inquired why Oliver Smith would ask the District for support being from Southern California. Director Sanguinetti commented how can the Board support this nominee knowing very little of this person.

- a. Oliver J. Smith – Candidate Statement for ACWA JPIA Executive Committee
- b. Resolution No. 23-24-02 – A Resolution of the Board of Directors of Stockton East Water District Concurring of the Association of California Water Agency Joint Powers Insurance Authority (“ACWA/JPIA”)  
No action was taken on this item.

5. Emergency agenda item- SB 366

Manager Hopkins reported that a fellow ACWA agency requested support from the District for Senate Bill (SB) 366. Manager Hopkins reported SB 366 is proposed legislation to establish water supply targets, specifically an interim target of increasing water supply by 10 million-acre feet throughout the State by 2040 with an ultimate goal of increasing water supply by 15 million-acre feet by 2050. Manager Hopkins also reported the water board will be tasked with developing options to fund the water supply projects necessary to hit those goals. Manager Hopkins mentioned in addition to water supply for normal users, this will create some water supply for the environment.

a. SB 366 Support Letter

Manager Hopkins reported along with the information about SB 366 is a draft letter to Chairman Dave Min of the Senate Natural Resources and Water Committee. Manager Hopkins mentioned it was requested to also reach out to Senator Eggman for her support.

Director Cortopassi inquired if Prop 1, 2014, that was previously supported is the same as SB 366. Manager Hopkins commented SB 366 is to direct the State agencies to formulate a plan to increase water supply and then a plan to fund the implementation, which is different from Prop 1.

Director Panizza asked if ACWA has a position on the bill. Manager Hopkins commented that ACWA is in support of SB 366.

A motion was moved and seconded to approve Stockton East Water District – SB 366 Support Letter, as presented.

Roll Call:

Ayes: Atkins, Cortopassi, Panizza, Sanguinetti, Watkins

Nays: McGurk

Abstain: None

Absent: McGaughey

**E. COMMITTEE REPORTS**

1. Eastern San Joaquin Groundwater Authority Steering Committee Meeting, 04/12/23

Director Watkins reported the budget was reviewed however there were some issues with the budget that hopefully got resolved.

Manager Hopkins commented the budget is going back to the steering committee next month for recommendation of approval. Manager Hopkins mentioned there was some discussion on developing additional monitoring wells to gather data for the annual reports. Manager Hopkins reported there were existing well not being read and the City of Stockton recommended adding existing City of Stockton and San Joaquin County wells to the monitoring network. Manager Hopkins also reported Director Watkins was appointed chairman and legal counsel Zolezzi was nominated to the Water Accounting Framework Ad Hoc Committee.

2. Eastern San Joaquin Groundwater Authority Board Meeting, 04/12/23

Director Panizza reported there was not a big turnout. Director Panizza mentioned there were problems with minutes that have been presented in previous meetings that have been corrected. Director Panizza mentioned Staff wanted him to inquire on the review of progress and status for project management actions for the various GSAs.

Manager Hopkins reported a review was received of the preliminary results from the communication survey that was sent out to anyone with an email address listed with GWA and GSAs that maintained individuals interested in groundwater. Manager Hopkins reported out of the estimated 600,000 people within the sub basin, 120 responses were received. Manager Hopkins commented the take away from the data was related to project funding. Manager Hopkins mentioned one of the questions stated, if a project benefits the basin who should pay for it. Manager Hopkins mentioned the most popular response was the whole basin should help fund that project and the second most popular response was, the county should pay for it.

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

### **1. Water Supply Report as of 04/18/23**

Manager Hopkins 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 234,308 AF in storage at New Hogan Reservoir. Current releases are set at 22 cfs. There is 1,448,961 AF in storage at New Melones Reservoir. Current releases are set at 1,733 cfs. Current release at Goodwin Dam to Stanislaus River are set at 341 cfs and release to all water users are set at 50 cfs. There are 0 irrigators on New Hogan, 0 irrigators on New Melones, and 0 irrigators out of District. The water treatment plant is currently processing 22 mgd. The City of Stockton is currently processing 13 mgd.

Director Cortopassi inquired why the District is taking water from New Melones instead of the pipeline from the Calaveras River. Manger Hopkins commented the reason is because that water is available and the District is trying to maximize the use of the contract water.

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

Manager Hopkins noted item: F2a-1, F2a-2 and F2a-3.

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

#### **a. ACWA State Legislative Committee Meeting, 04/14/23**

Manger Hopkins reported there were 17 new bills that the State Legislative Committee reviewed but Manager Hopkins only spoke on a few of those bills. Manager Hopkins mentioned AB 305, which is proposing \$3.75 billion for flood protection projects, which included \$1 billion for storm water capture and/or recharge projects. Manger Hopkins mentioned the State Legislative committee adopted a favored if amended with the requested amendments being that the language includes more project types from ACWA's infrastructure priorities list. Manager Hopkins mentioned AB 838, which is for water data reports to the State Water Resources Control Board. Manager Hopkins commented how it would impact the District by requiring the District to report the total cost of all infrastructure improvements completed in the prior calendar year and the percentage of water replaced in the calendar year. Manager Hopkins mentioned the bill was sponsored by California Water Service Company and the committee took an opposed position.

Manager Hopkins reported AB 1637, which is a local government website bill that is proposing all local government agencies use the .gov or ca.gov web address so the public knows it is a government website. Manager Hopkins mentioned there would be a marginal cost for switching over to the .gov or .ca.gov. Manager Hopkins commented ACWA has taken

an opposed position to this bill due to the difficulties that comes along with making a domain switch.

Manager Hopkins reported on SB 659 which is a groundwater recharge plan that would direct DWR by January 1, 2025, in consultation with the water board, to prepare a state recharge plan to increase recharge capacity by 10 million-acre feet by 2035. Manager Hopkins commented the committee took a favored position on this bill.

Manager Hopkins reported SB 687, which is related to the bay delta plan and the delta conveyance project. Manager Hopkins mentioned this would require the water board to finish the update to the bay delta water quality control plan before they can consider a water rights petition necessary for the delta conveyance project. Manager Hopkins mentioned the committee took an opposed position on this bill.

- b. Stockton Area Water Suppliers (SAWS) Meeting, 04/14/23  
Manger Hopkins reported there was no one in attendance.

- c. Stockton East Water District Activities Update  
Manager Hopkins reported Staff has been working on the Tully Dam replacement project trying to get the work complete before the irrigation season and provided the Board with some construction pictures.

Director McGurk inquired why there was a need for a replacement of the dam. Manager Hopkins commented that it was beyond the useful life.

Manager Hopkins reported the Assembly Water, Parks, and Wildlife Committee heard a couple of the water rights bills that were coming from the Assembly, AB 460 and AB 1337. Manger Hopkins mentioned there was a lot of opposition about the two bills both on the phone and in person.

Manager Hopkins reported the District received a letter from Congressman Harder's office stating the Bellota project was not selected as a community funded project. Manager Hopkins mentioned Congressman Harder's office is in support of the project and sent two grant opportunities to the District.

Consultant Barkett commented that the other projects may not get funded but that is to be seen. Consultant Barkett commented that Congressman Harder reached out to all the communities for projects.

Manager Hopkins reported the District is trying to get together with the urban contractors to review the Bellota Project. Manager Hopkins also mentioned there is a big effort to get support for the project.

## **G. DIRECTOR REPORTS**

- 1. San Joaquin County and Delta Water Quality Coalition Steering Committee Meeting, 4/10/23  
President Atkins reported this was discussed during the previous meeting and the items are just an overview of the budget.
  - a. San Joaquin County and Delta Water Quality Coalition FY 23/24 Budget Overview

b. San Joaquin County and Delta Water Quality Coalition FY 23/24 Budget Assumption

2. Mokelumne River Water and Power Authority Meeting, 4/12/23

Director Watkins and Manager Hopkins attended the Mokelumne River Water and Power Authority Meeting. Manager Hopkins reported there was a review of the water availability Analysis. Manager Hopkins mentioned the output of the model indicated between December 1 and June 30 there is up to 110,00 acre-feet per year to be diverted off the Mokelumne River for use that is currently unappropriated at a maximum flow rate of 620 cfs. Manager Hopkins mentioned the meeting was very contentious and a lot of discussion was revolving the analysis and the modeling was debated during the meeting.

Director Cortopassi inquired if all the water that flows down the Mokelumne River spoken for. Manager Hopkins commented the model says it isn't all spoken for, that there is water available that the county can access under their water rights application but the water availability was under discussion during that meeting.

## H. COMMUNICATIONS

### I. AGENDA PLANNING/UPCOMING EVENTS

1. San Joaquin County Flood Control and Water Conservation District Advisory Water Commission Meeting, 1:00 p.m., 04/16/23
2. Linden-Peters Chamber of Commerce and The Linden Lions Club Town Hall Meeting, 7:00 p.m., 04/19/23
3. CVP Water Association – Executive and Financial Affairs Committee Meeting, 10:00 a.m., 04/21/23

### J. Closed Session

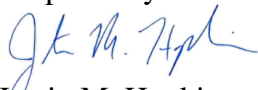
1. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation  
Stockton East Water District vs. City of Stockton, et al.  
Government code 54956.9 (a)
2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED  
LITIGATION Potential exposure to litigation – Government Code  
Section 54956.9 – two cases

President Atkins adjourned the meeting to closed session at 1:38 p.m. to discuss closed session agenda items. The regular meeting reconvened at 2:45 p.m., with no reportable action.

### K. ADJOURNMENT

President Atkins adjourned the meeting at 2:46 p.m.

Respectfully submitted,



Justin M. Hopkins  
Secretary of the Board

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Board Meeting – 04/18/23

~~Draft~~Approved

