



REGULAR BOARD MEETING

DECEMBER 13, 2022



**STOCKTON
EAST WATER
DISTRICT**

PROVIDING SERVICE SINCE 1948
www.sewd.net

DIRECTORS

Richard Atkins
Vice President
Division 1

Andrew Watkins
President
Division 2

Alvin Cortopassi
Division 3

Melvin Panizza
Division 4

Paul Sanguinetti
Division 5

Loralee McGaughey
Division 6

Thomas McGurk
Division 7

STAFF

Justin M. Hopkins
General Manager

LEGAL COUNSEL

Jeanne M. Zolezzi
General Counsel

Phone 209-948-0333
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E-mail sewd@sewd.net

6767 East Main Street
Stockton, CA 95215

Post Office Box 5157
Stockton, CA 95205

MEETING NOTICE

THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE STOCKTON EAST WATER DISTRICT WILL BE HELD AT 12:30 P.M., TUESDAY, DECEMBER 13, 2022 AT THE DISTRICT OFFICE, 6767 EAST MAIN STREET STOCKTON, CALIFORNIA 95215

Assistance for the Disabled: If you are disabled in any way and need accommodation to participate in the meeting, please contact Administrative Staff at (209) 948-0333 at least 48-hours in advance for assistance so the necessary arrangements can be made.

DUE TO COVID-19 STOCKTON EAST WATER DISTRICT BOARD MEETINGS WILL BE AVAILABLE BY TELECONFERENCE.

Please call (425) 436-6336/Access Code: 866228# to be connected to the Regular Board Meeting, to begin at 12:30 p.m.

Agendas and minutes are located on our website at www.sewd.net.

AGENDA

Page No

- A. Pledge of Allegiance (Director Watkins) & Roll Call**
- B. Consent Calendar (None)**
- C. Public Comment (Non-Agenda Items)**
- D. Scheduled Presentations and Agenda Items**
 - 1. Minutes 12/06/22 Regular Meeting 01
 - 2. Warrants – California Public Employees’ Retirement System 07
 - 3. Consideration of Proposed Annual Budget Fiscal Year 2023/2024
 - a. Public Hearing
 - b. Resolution No. 22-23-14 – Adopting Proposed Budget For Fiscal Year 2023-2024 09
 - 4. Stockton East Water District – Sedimentation Basins 3 & 4 – Submersible Sludge Pumps, 12/13/22 11
 - 5. Stockton East Water District – Online Payments, 12/13/22 13
 - 6. Stockton East Water District – Stockton East Water District and Central San Joaquin Water Conservation Sphere of Influence Review and Annexation Into Consolidated District
 - a. Initial Study and Final Negative Declaration & Notice of Determination 15

- E. Committee Reports**
 - 1. San Joaquin County & Delta Water Quality Coalition Meeting, 12/12/22

- F. Report of the General Manager**
 - 1. Water Supply Report as of 12/05/22 31

 - 2. Information Items
 - a. Material Included, but Bound Separately from Agenda Packet:
 - 1. State Kicks Off Water Year With Anticipated 5% Allocation, Sjvwater.org, 12/01/22

 - 2. Farm Delegation Advocates For Ag In Nation's Capital, Ourvalleyvoice.com, 12/01/22

 - 3. Compliance Assistance Bulletin – Rule 4702 Emission Standards For Agricultural Operators, Govdelivery.com 12/06/22

 - 3. Report on General Manager Activities
 - a. Stockton Area Water Suppliers (SAWS) Meeting, 12/12/22

 - b. Stockton East Water District Activities Update

- G. Director Reports**
 - 1. Stockton East Water District Holiday Potluck, 12/09/22 33

- H. Communications**
 - 1. Association of California Water Agencies – Joint Powers Insurance Authority Correspondence, 11/28/22 35

- I. Agenda Planning/Upcoming Events**
 - 1. Central Valley Project Water Association – Executive & Financial Affairs Committee, 10:00 a.m., 12/16/22

- 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)

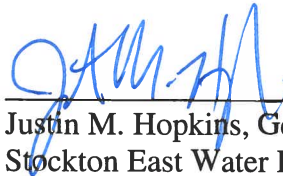
 - 2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Section 54956.9 (2 Cases)

K. Adjournment

Certification of Posting

I hereby certify that on December 8, 2022 I posted a copy of the foregoing agenda in the outside display case at the District Office, 6767 East Main Street, Stockton, California, said time being at least 72 hours in advance of the meeting of the Board of Directors of the Stockton East Water District (Government Code Section 54954.2).

Executed at Stockton, California on December 8, 2022.



Justin M. Hopkins, General Manager
Stockton East Water District

Any materials related to items on this agenda distributed to the Board of Directors of Stockton East Water District less than 72 hours before the public meeting are available for public inspection at the District's office located at the following address: 6767 East Main Street, Stockton, CA 95215. Upon request, these materials may be available in an alternative format to persons with disabilities.

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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 6, 2022 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 Legal Counsel Zolezzi led the Pledge of Allegiance.

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

B. CONSENT CALENDAR (None)

C. PUBLIC COMMENT (None)

D. SCHEDULED PRESENTATIONS AND AGENDA ITEMS

1. Action Item: Stockton East Water District Board of Directors Reconsidered the Circumstances of the State of Emergency and Determine that
 - (i) The State of Emergency continues to directly impact the ability of the member to meet safely in person and/or
 - (ii) State or Local Officials continue to impose or recommend measures to promote social distancing.

A motion was moved and seconded to approve the Action Item: Stockton East Water District Board of Directors Reconsidered the Circumstances of the State of Emergency and Determine that (i) The State of Emergency continues to directly impact the ability of the members to meet safely in person and/or (ii) State or Local Officials continue to impose or recommend measures to promote social distancing, as presented.

Roll Call:

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

Nays: None

Abstain: None

Absent: Sanguinetti

2. Minutes 11/22/22 Regular Meeting

A motion was moved and seconded to approve the November 22, 2022 Regular Board Meeting Minutes, as presented.

Roll Call:

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

Nays: None

Abstain: None

Absent: Sanguinetti

3. Warrants – California Public Employees’ Retirement System

A motion was moved and seconded to approve the December 6, 2022 Warrants, as presented.

Roll Call:

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

4. 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 Cortopassi inquired on the expense on page 9, line item 5 for Board and control-mods to CAT generator to SCADA-low lift pump, and asked if this item should be listed on the Municipal and Industrial Fund instead. Manager Hopkins replied all SCADA work is within the Administration Fund and the cost was related to the Low Lift Pump Station SCADA project.

Director Atkins inquired on the expense on page 11, line item 24 for pre-emergent weed spray delivered on 11/11/22, and asked if the \$3,769.61 amount refers to monthly or yearly use. Manager Hopkins replied this cost is as needed. This current amount covered approximately 50 acres of spray.

A motion was moved and seconded to approve the December 6, 2022 Warrants, as presented.

Roll Call:

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

E. COMMITTEE REPORTS

1. San Joaquin Farm Bureau Federation – Water Committee Meeting, 11/22/22

Manager Hopkins reported he, President Watkins and Director Sanguinetti attended the meeting. Manager Hopkins stated EBMUD reported they are using water from Lake Camanche. North San Joaquin Water Conservation District reported they did not provide much surface water. Hopefully, surface water will be available next year. The two Delta agencies are working on levee evaluations. South San Joaquin Irrigation District reported the Fall pulse flows totaled approximately 35,000 AF from New Melones, and, 2,500 salmon were spotted from this release.

San Joaquin County commented voter turnout this year was very low. The meeting ended with a presentation by Brandon Bates from the NRCS covering three grant programs currently available which provide technical assistance funding for capital projects, and land owner grants for on-farm improvements. Manager Hopkins stated he attended the follow-up workshop with NRCS and interested agencies. It is not yet clear how much funding will be available for the types of projects. More information will follow from Brandon Bates’ manager.

Director McGurk asked who is Brandon Bates. Manager Hopkins stated he is with NRCS, but does not have an official title, but has presented at the San Joaquin Farm Bureau twice now regarding RCCP grants that are funded through the Inflation Reduction Act.

Director Cortopassi inquired on EMBUD taking water from Lake Camanche; he thought EBMUD only took water from Lake Pardee. District Engineer Evensen replied EBMUD can take water from either source. EBMUD's preference is Lake Pardee due to it having better water quality. The next scheduled meeting is December 27, 2022.

F. REPORT OF GENERAL MANAGER

1. Water Supply Report as of 11/21/22

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 50,592 AF in storage at New Hogan Reservoir. Current releases are set at 26 cfs. Current release at Goodwin Dam to Stanislaus River are set at 209 cfs and release to all water users are set at 0 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 24 mgd. The City of Stockton is currently processing 10.8 mgd. Manager Hopkins reported the District wells total water extraction is 6,795 gpm (~9.8 mgd).

2. Information Items:

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

3. Report on General Manager Activities

a. Stockton East Water District Activities Update

Manager Hopkins reported the Ozone Project is at a design point where the Staff would like to present some preliminary information to the Board, so the consultant is planning a presentation on December 20th. The Sustainable Groundwater Management grant, round two funding application has been successfully completed and uploaded to the DWR's website. It is not required to be submitted until next Friday, so the consultant is holding the application in case of any last-minute changes. Manager Hopkins stated the District received a notice from PG&E that rates will increase by 20% in 2023. Manager Hopkins stated there are a few agenda items for the Agriculture Committee and the Bellota Committee, so a solicitation of available dates will be sent out to the Board.

G. DIRECTOR REPORTS

1. Association of California Water Agencies – 2022 Fall Conference, Indian Wells, CA, 11/29/22 – 12 /01/22

Directors Atkins, McGurk, Sanguinetti, Watkins and Manager Hopkins attended the conference. Director Atkins reported the topics were interesting. The Agriculture Committee meeting held discussion on fallow lands down south, and planting native grass seeds which have a hard time growing.

Manager Hopkins reported the State Water Resources Control Board spoke of their role in SGMA, and preparation to take over basins that go into probation. Review has started for incomplete plans of the basins expected to be in probation. DWR has been working with the SWRCB to help with the transition from planning to implementation of SGMA since the SWRCB will oversee the probationary basins. Both agencies claim the goal is to gain local control overseeing the basins, and not the state. Director Atkins stated the reason for this is to raise standards.

Manager Hopkins reported the attendees received an overview of the San Joaquin Valley Water Blueprint by the Agriculture Committee, which is a very large-scale plan to balance water throughout the state. In concept, this takes water supplies from northern California and moves the supply to south Central Valley for storage, then moved to urban users in southern California.

The attendees received a presentation from Tulare Irrigation District regarding land repurposing to help address groundwater overdraft. Tulare Irrigation District received a grant to remove some agricultural land from production, and turn it into habitat. The district realized habitat needs water, so the project participants are figuring out this challenge.

Director Atkins reported Director Sanguinetti spoke up for farming in California, which supports California's fifth largest world economy status, and stated taking this land out of production will be detrimental for California and the economy, and asked to work out a plan to keep farming.

Director McGurk attended the Joint Powers Insurance Authority (JPIA) meeting and offered a handout for information. Director McGurk also attended the ACWA general meeting and voted on behalf of SEWD to adopt the amendment and restating by-laws. Director McGurk attended the Region 4 meeting, and reported two Region 4 Board vacancies are being solicited formerly held by John Messinger and Brian Busch. In the meantime, Brian Saunders (Sacramento County) is the interim chair, and, Kristin Sicke (Yolo County Flood Control) is the vice chair. Discussion followed.

Director Atkins stated he spoke with Rubicon Water from Australia regarding new technology for irrigating alfalfa. The computer automated system registers how much water is released, and calculates how much water is needed for watering a sized crop. The calculation of water is precise for covering the crop without excess water drainage. The system also senses daily weather temperatures for adjusting watering demands.

H. COMMUNICATIONS (None)

I AGENDA PLANNING/UPCOMING EVENTS

1. Stockton East Water District Holiday Potluck, 12/09/22
2. Stockton Area Water Suppliers (SAWS) Meeting, 1:00 p.m., 12/09/22
Manager Hopkins stated the meeting was rescheduled to 3:30p.m., 12/12/22
3. San Joaquin County & Delta Water Quality Coalition Meeting, 9:00 a.m., 12/12/22

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. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Section 54956.9 (2 Cases)
3. Closed Session – Personnel
Government Code 54957

Vice President Atkins adjourned the meeting to closed session at 1:00 p.m. to discuss closed session agenda items. The regular meeting reconvened at 1:16 p.m., with the no reportable action.

K. ADJOURNMENT

Vice President Atkins adjourned the meeting at 1:17 p.m.

Respectfully submitted,

Justin M. Hopkins
Secretary of the Board

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**STOCKTON EAST WATER DISTRICT
INVOICES FOR BOARD PACKAGE
CALPERS EFT REQUEST
DECEMBER 13, 2022**

Vendor name	District Fund#	Account #	Description	Amount	Invoice No.
1 CA Public Employees Retirement System (CalPERS)	70	10-5049-0	Retirement Contributions for Payroll 12/09/22-Admin	5,443.06	12/09/22 1245106351
2 CA Public Employees Retirement System (CalPERS)	70	10-2299-0	Retirement Contributions for Payroll 12/09/22-Admin	47.45	12/09/22 1245106351
			Total Fund 70 Admin	\$ 5,490.51	
3 CA Public Employees Retirement System (CalPERS)	71	10-5049-0	Retirement Contributions for Payroll 12/09/22-WS-NM	3,742.51	12/09/22 1245106351
4 CA Public Employees Retirement System (CalPERS)	71	10-5058-0	Retirement Contributions for Payroll 12/09/22-WS-NH	1,625.70	12/09/22 1245106351
			Total Fund 71 Water Supply	\$ 5,368.21	
5 CA Public Employees Retirement System (CalPERS)	94	10-5049-0	Retirement Contributions for Payroll 12/09/22-M&I	17,812.99	12/09/22 1245106351
			Total Fund 94 Municipal & Industrial	\$ 17,812.99	
Grand Total for Electronic Funds Transfer Request on RBM 12/13/2022				\$ 28,671.71	

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RESOLUTION NO. 22-23-14

**RESOLUTION OF THE BOARD OF DIRECTORS
OF STOCKTON EAST WATER DISTRICT
ADOPTING PROPOSED BUDGET FOR FISCAL YEAR 2023-2024**

WHEREAS, the District Act establishes separate budgets and accounts for revenue and expenditures for the Administration Division, Agricultural Division and Municipal Division; and

WHEREAS, the District Act states that the Board each year shall hold a public hearing to consider the budget for each of the Administration, Agricultural and Municipal Divisions; and

WHEREAS, the District Act states that the Board shall receive recommendations from the Agricultural Operations Committee as to the budget to be established for the Agricultural Division and the budget of the Administration Division; and

WHEREAS, the Agricultural Committee has met and recommended approval of the respective portions of the proposed Fiscal Year 2023-2024 Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Stockton East Water District hereby adopts the proposed Fiscal Year 2023-2024 Budget as recommended.

PASSED AND ADOPTED this 13th day of December, 2022, by the following vote of the Board of Directors:

AYES:
NOES:
ABSENT:
ABSTAIN:

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Andrew Watkins, President
Board of Directors
Stockton East Water District

ATTEST:

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Justin M. Hopkins, Secretary
Board of Directors
Stockton East Water District

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Memorandum

To: Board of Directors
From: Justin Hopkins – General Manager
Juan Vega – Assistant General Manager
Darrel Evensen – District Engineer
David Vilcherrez – Associate Engineer
Date: 12/13/2022
Re: Sedimentation Basins 3 & 4 – Submersible Drain Pumps

Background

As a part of the Stockton East Water District's (District) FY 22-23 budget, the Board of Directors (Board) approved a \$60,000 budget to install new submersible drain pumps for Sedimentation Basins 3 and 4. The District annually cleans out the sumps in the Basins by utilizing a diaphragm pump to remove accumulated solids. This is done to prevent solids from clogging the two 6-inch discharge pipes that are pumped daily. Although the current method has worked in the past, it requires the District to use extensive efforts such as: freeing up staff to do the work, setup time, and troubleshooting any issues the diaphragm pump may encounter.

By installing the submersible pumps with guide rails on the wall, the District will be able to benefit from a permanent installation that will be connected to the existing 6" discharge piping on the concrete deck that conveys the solids to the solids handling lagoons. District staff will install the pumps and piping.

Summary

Staff received three quotes for two submersible drain pumps.

Table 1. Submersible Pump Quotes

Vendor	Pump Manufacturer	Amount	Pump Lead Time
G3 Engineering	KSB	\$23,408	16-18 weeks
Flo-line Tech	Sulzer	\$24,356	6-8 weeks
SHAPE, Inc	Flygt	\$40,234	12-14 weeks

Flo-line Tech provided the second lowest quote of \$24,355.98, which includes two pumps, accessories, start-up, freight and taxes. District staff selected the pump from Flo-line Tech due to it having the shortest lead time and having a guide rail system for removal.

Financial Impact

This project is budgeted and the recommended quote is below the budgeted amount.

Recommendation

District staff recommends the Board authorize the General Manager to proceed with the purchase of the Flo-Line Tech's Sulzer submersible pumps in the amount of \$24,356, plus a 10% contingency of \$2,435.60, for a total of \$26,791.57, and make all other necessary approvals.

Memorandum

To: Board of Directors
From: Justin M. Hopkins, General Manager
 Juan Vega, Assistant General Manager
 Priya Ram, Finance Director
Date: December 13, 2022
Re: Online Payments

Background

Staff has been tracking requests for online payments for the past two years. 70% of the callers have been requesting to make online payments. Staff previously investigated the possibility of online payments in 2019. At the time, the information was not clear enough for the Board to decide and the issue was tabled for a later date.

Furthermore, Staff has investigated the usage of online payments by other like districts and has found that Oakdale Irrigation District, Solano Irrigation District, South San Joaquin Irrigation District, and Sacramento Suburban Water District offer online payments.

Summary

At the beginning of FY2022-2023, Staff undertook investigation of online payments once again. Since then, staff has gathered information and proposals from three different possible providers. The three providers are:

Table 1:

Stockton East Water District	Costco		AllPaid		Elavon	
	District Cost	Customer Cost	District Cost	Customer Cost	District Cost	Customer Cost
Online Portal per Transaction	1.9% + \$0.25	4.00%	\$0.00	2.25%	N/A	2% + \$3.00
Over The Phone per Transaction	1.9% + \$0.25	4.00%	\$0.00	2.25%	N/A	2% + \$3.00
Card Reader Walk-In per Transaction	1.99% + \$0.19	3.50%	\$0.00	2.25%	3.00%	N/A
Card Reader Setup Fee (One Time)	\$20.00	N/A	\$0.00	N/A	\$0	N/A
PCI Fee	\$0.00	N/A	\$0.00	N/A	\$10 per month	N/A
Card Reader Rental	\$16 per month	N/A	\$0.00	N/A	\$10 per month	N/A

Staff has also looked at the ease of use and compatibility of each platform with our financial system and ranked them as follows:

1. AllPaid
2. F&M
3. Costco

The online portal will be linked from the District's to AllPaid's website. AllPaid will be providing the network security and personal credit card information will not be stored on the District's network. AllPaid will be responsible for any data breach. AllPaid is specialized in working with over 3,000 special districts.

Financial Impact

As can be seen in Table 1, all providers propose some cost to the District except AllPaid. This means the District would bear the financial charges based on dollar amount processed in any given period, which are estimated at minimum \$8,500 annually for only domestic and meter rentals. There are no on-boarding fees associated with any of the platforms. Customers would have to pay a small fee based on the type of transaction. The fee is consistent with the fees being charged by the aforementioned districts.

Recommendation

Staff respectfully recommends the Board to authorize the General Manager to execute a contract with AllPaid to provide online payment options to customers based on the overall ease of use, data security, and low cost to the District, customers.

INITIAL STUDY
AND ~~FINAL PROPOSED~~
NEGATIVE DECLARATION

FOR

STOCKTON EAST WATER DISTRICT AND
CENTRAL SAN JOAQUIN WATER CONSERVATION SPHERE OF INFLUENCE REVIEW AND ANNEXATION
INTO CONSOLIDATED DISTRICT

Lead Agency:

Stockton East Water District
Post Office Box 5157
Stockton, CA 95025-0157

Responsible Agencies:

Central San Joaquin Water Conservation District
San Joaquin Local Agency Formation Commission

December 13, 2022

**STOCKTON EAST WATER DISTRICT
PUBLIC NOTICE OF FINAL PROPOSED NEGATIVE DECLARATION**

The Stockton East Water District (**Stockton East**) prepares, makes, declares and publishes this proposed Negative Declaration for the Stockton East Water District and Central San Joaquin Water Conservation District Sphere of Influence Update and Annexation Project (**Project**).

Project Title: Stockton East Water District and Central San Joaquin Water Conservation District Sphere of Influence and Annexation Project.

Project Location: The Project is located within the boundaries of the Stockton East Water District and the Central San Joaquin Water Conservation District, within San Joaquin County.

Project Description: Review of the Sphere of Influence of the two districts prior to consolidation, and review of annexation of approximately 3,966 acres of property within Central's proposed SOI into the boundaries of the consolidated Stockton East Water District, generally located east of Central, south of State route 4 and Sonora Road, and north of Carter Road.

Determination: Stockton East has reviewed the Project and has determined that the Project, as identified in the attached Initial Study, will not have a significant effect on the environment. An Environmental Impact Report is not required pursuant to the Environmental Quality Act of 1970 (Division 13 of the Public Resources code of the State of California).

Public Review: The Initial Study/Negative Declaration has been prepared in compliance with the California Environmental Quality Act (CEQA) and contains an environmental review of the potential impacts of the Project. This Initial Study/Negative Declaration is being circulated for 30 days from November 4, 2022 through December 5, 2022. Comments on the Initial Study/Negative Declaration can be sent by 12:00 noon on December 5, 2022 to Stockton East Water District, Attention: Mr. Justin Hopkins, General Manager, Post Office Box 5157, Stockton, California 95205-0157, or by email at jhopkins@sewd.net. Comments will be reviewed by Stockton East, and the Initial Study/Negative Declaration will be revised, as appropriate, prior to adoption of the proposed Negative Declaration by Stockton East, which is scheduled for December 20, 2022 at noon.

This environmental review process and Negative Declaration filing is pursuant to Title 14, Division 6, Chapter 3, Article 6, Section 15070 of the California Administrative Code.

A copy of the Initial Study and Proposed Negative Declaration may be reviewed/obtained at the office of the district at the address set forth above.

Justin Hopkins, General Manager

~~FINAL PROPOSED~~
**STOCKTON EAST WATER DISTRICT
NEGATIVE DECLARATION REGARDING ENVIRONMENTAL IMPACT**

1. NOTICE IS HEREBY GIVEN that the project described below has been reviewed pursuant to the provisions of the California Environmental Quality Act of 1970 (Public Resources Code Section 21100, et seq.) and a determination has been made that it will not have a significant effect upon the environment.
2. PROJECT NAME: Stockton East Water District and Central San Joaquin Water Conservation District Sphere of Influence and Annexation Project.
3. DESCRIPTION OF THE PROJECT: Review of the Sphere of Influence of the two districts prior to consolidation, and review of annexation of approximately 3,966 acres of property within Central's proposed SOI into the boundaries of the consolidated Stockton East Water District, generally located east of Central, south of State route 4 and Sonora Road, and north of Carter Road.
4. LOCATION OF PROJECT: The Project is located within the boundaries of the Stockton East Water District and the Central San Joaquin Water Conservation District, within San Joaquin County.
5. NAME AND ADDRESS OF PROJECT PROPONENT: Stockton East Water District, Justin Hopkins, General Manager, Post Office Box 5157, Stockton, California 95205-0157.
6. MITIGATION MEASURES: None
7. A copy of the Initial Study regarding the environmental effect of this project is on file at the offices of the Stockton East Water District set forth above. This study was:
 - Adopted as presented.
 - Adopted with changes. Specific modifications supporting reasons are attached.
8. The Stockton East Water District considered this Negative Declaration at a public meeting of its Board of Directors on December ~~1320~~, 2022.
9. DETERMINATION: *(To be completed by the Lead Agency)*

On the basis of this initial evaluation:

- I find that the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared.

- I find that the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.
- I find that the proposed project MAY have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.
- I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.

Justin Hopkins

Date

1. INTRODUCTION AND PROJECT DESCRIPTION

This Project Information, Description, and Environmental Checklist contained herein constitute the contents of an Initial Study in accordance with Section 15063 of the California Environmental Quality Act (CEQA) Guidelines:

Project Title:	Stockton East Water District and Central San Joaquin Water Conservation District Sphere of Influence and Annexation Project (“Project”)
Lead Agency:	Stockton East Water District Post Office Box 5157 Stockton, CA 95025-0157
Contact Information:	Justin Hopkins, General Manager 209-948-0333 jhopkins@sewd.net
Responsible Agency:	Central San Joaquin Water Conservation District 11 S San Joaquin St, Stockton, CA 95202 San Joaquin Local Agency Formation Commission (San Joaquin LAFCo) 509 W Weber Avenue, Suite 420 Stockton CA 95203
Project Location:	Stockton East Water District (Stockton East) and Central San Joaquin Water Conservation District (Central) are both located in San Joaquin County, as well as a portion of Calaveras County as shown in Figures 1 and 2 .
Area Land Use	Located in a major agricultural area, both districts provide irrigation water for commercial agriculture including row crops, orchards, vineyards, and hay/alfalfa. In addition, Stockton East provides treated surface water for urban use to the City of Stockton, San Joaquin County and California Water Service Company.
General Plan Designation	Within San Joaquin County, and outside of the greater Stockton urban area, land within both districts is designated as General Agriculture (A/G) with minimum parcel sizes ranging from 20-acres to 160-acres. Land within the greater Stockton urban area includes a range of urban uses.
Zoning	Within San Joaquin County, and outside of the greater Stockton urban are, land within both districts is generally zoned General Agriculture (AG Zone). Land within the greater Stockton urban area includes a range of zoning districts.

FIGURE 1
MAP OF STOCKTON EAST WATER DISTRICT

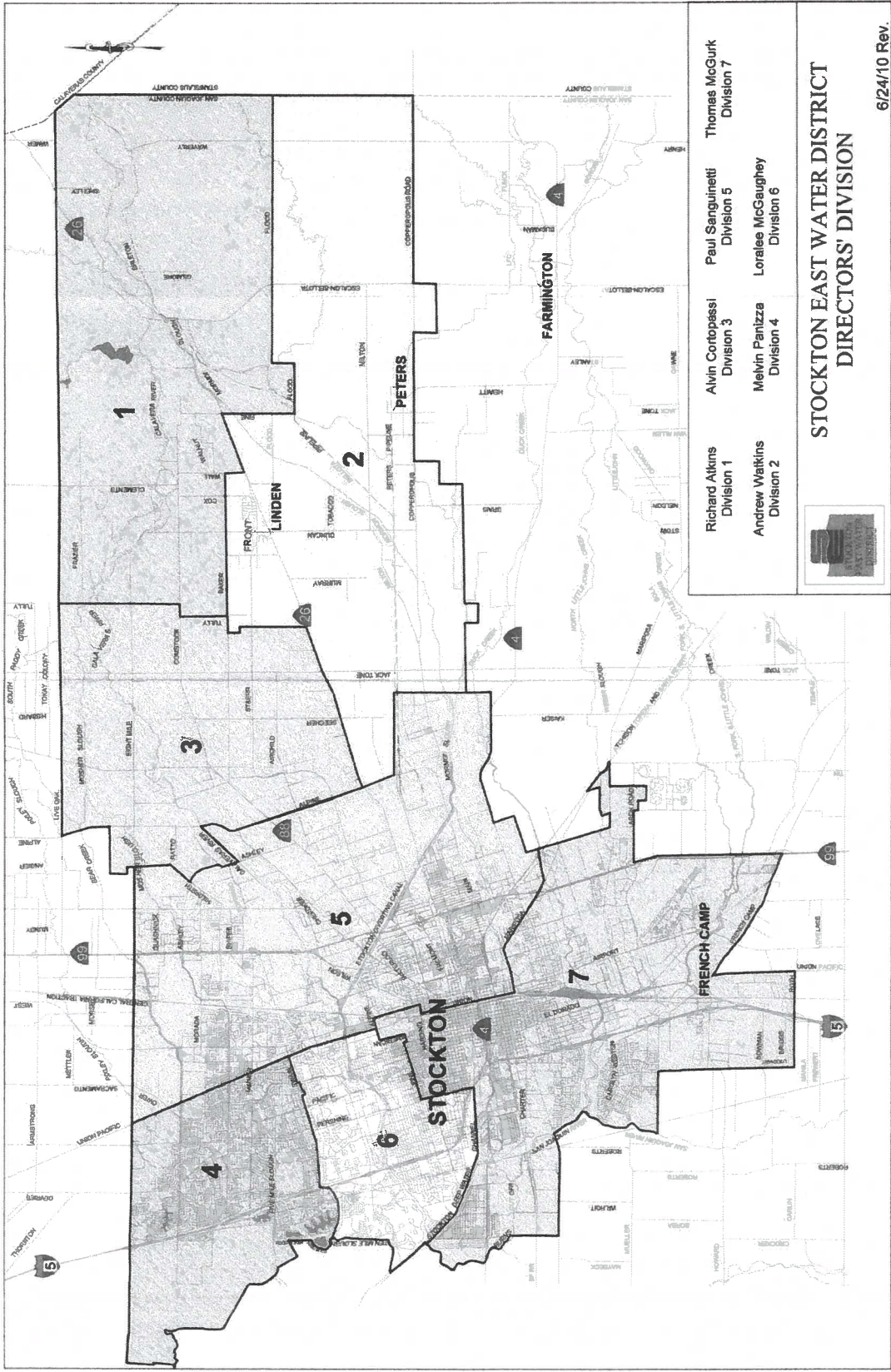
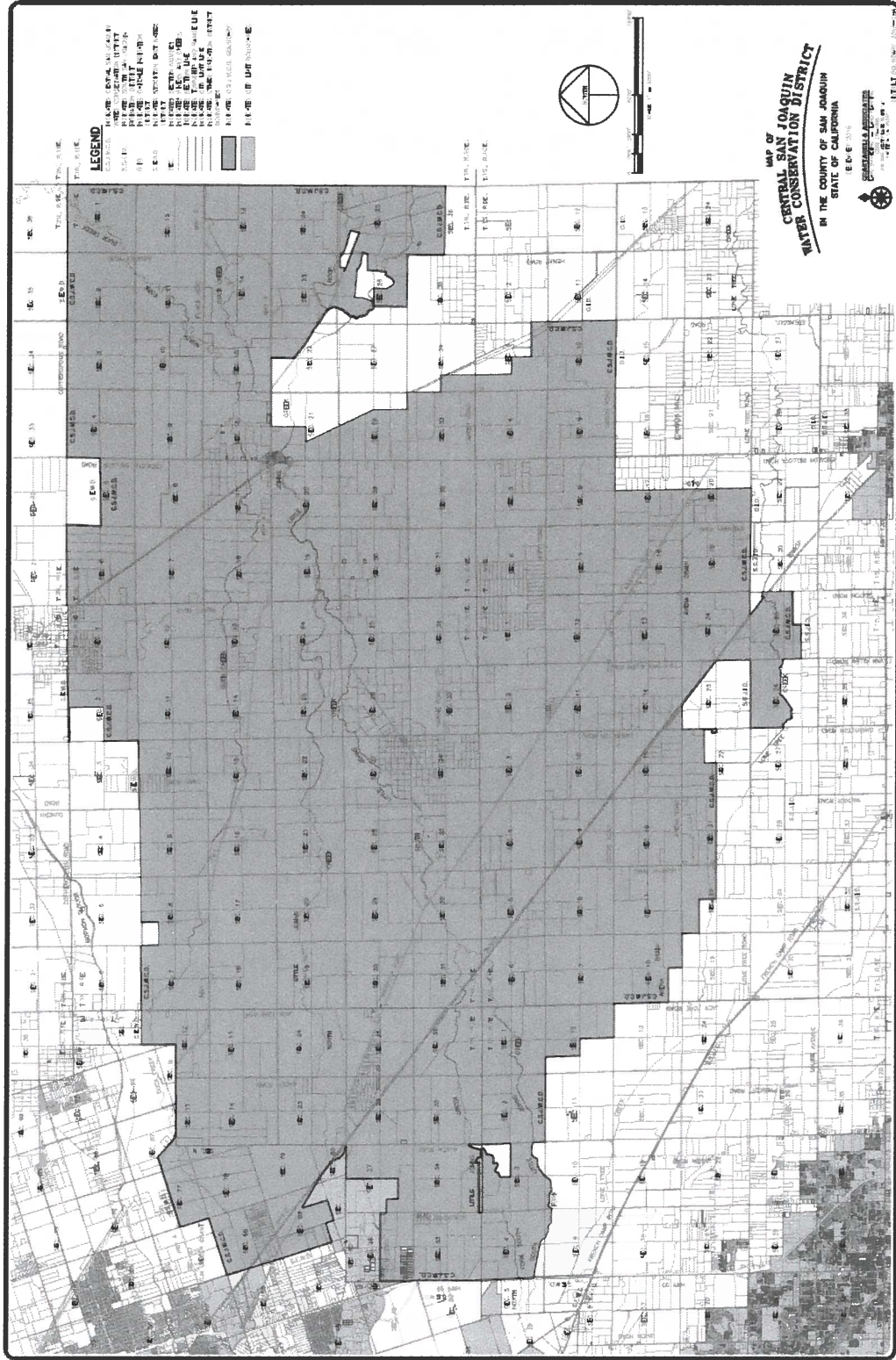


FIGURE 2
MAP OF CENTRAL SAN JOAQUIN WATER CONSERVATION DISTRICT



Surrounding Land Uses	Lands adjacent to both Stockton East and Central are primarily agricultural in nature
Project Description	Review of the Sphere of Influence of the two districts prior to consolidation, and review of annexation of approximately 3,966 acres of property within Central’s proposed SOI into the boundaries of the consolidated Stockton East Water District, generally located east of Central, south of State route 4 and Sonora Road, and north of Carter Road.

Environmental Considerations

The subject of this Initial Study/Proposed Mitigated Negative Declaration (IS/MND) is an Update to the Sphere of Influence (SOI) for the consolidated Stockton East (which will include Central territory), and the annexation of approximately 3,966 acres of property within Central’s proposed SOI into the boundaries of the consolidated Stockton East Water District, generally located east of Central, south of State route 4 and Sonora Road, and north of Carter Road. Both the SOI Update and annexation are characterized as projects and are subject to environmental review under the California Environmental Quality Act (CEQA).

The underlying project is the consolidation of Stockton East and Central. This action is categorically exempt from environmental review under Class 20 (Section 15320) – Change in Organization, of the California Environmental Quality Act (CEQA) Guidelines. This categorical exemption allows changes of organization involving the consolidation of two or more districts having identical powers.

Much of the analysis developed for the SOI Update is contained within a draft Municipal Service Review (MSR) prepared for the San Joaquin Local Agency Formation Commission (San Joaquin LAFCo) dated October 27, 2022, and incorporated herein by reference. The MSR is categorically exempt from environmental review under Class 6 (Section 15306) – Information Collection, of the CEQA Guidelines. This categorical exemption allows for the preparation of studies leading to an action which a public agency has not yet approved, adopted, or funded (e.g., adoption of an SOI Update by San Joaquin LAFCo).

Overall Project Description

The current Sphere of Influence for Stockton East is coterminous with its boundary; that is, the SOI boundary and the Stockton East boundary are one in the same as shown in **Figure 1**. The current SOI for Central is broader than its current boundaries, as shown on **Figure 3** – and includes land outside of Central’s current boundaries, identified as Area B, as shown in **Figure 4**.

Chapter 8 of the MSR addresses Sphere of Influence considerations for both Stockton East and Central. As proposed in Chapter 8, three options for updating the SOI are described as follows:

1. Retain the existing boundaries and SOI for Stockton East and Central as separate entities;
2. Consolidate the two districts without expanding either boundaries or SOI for either district;

3. Consolidate both districts into one Stockton East successor district, retain the existing SOIs, and annex the proposed land into the consolidated district.

Option 1 would not change the current individual SOI for each district, and as such, would be characterized as a 'No Project' alternative under CEQA.

Option 2 is similar to Option 1 and would also likely be considered a 'No Project' alternative as consolidation of the two districts is categorically exempt from CEQA.

Option 3 is the most comprehensive of the options; it incorporates Option 2 and adds annexation of 3,966 acres of property into the consolidated district.

For purposes of environmental review, Option 3 will be analyzed under the Environmental Checklist.

FIGURE 3
MAP OF CENTRAL SPHERE OF INFLUENCE

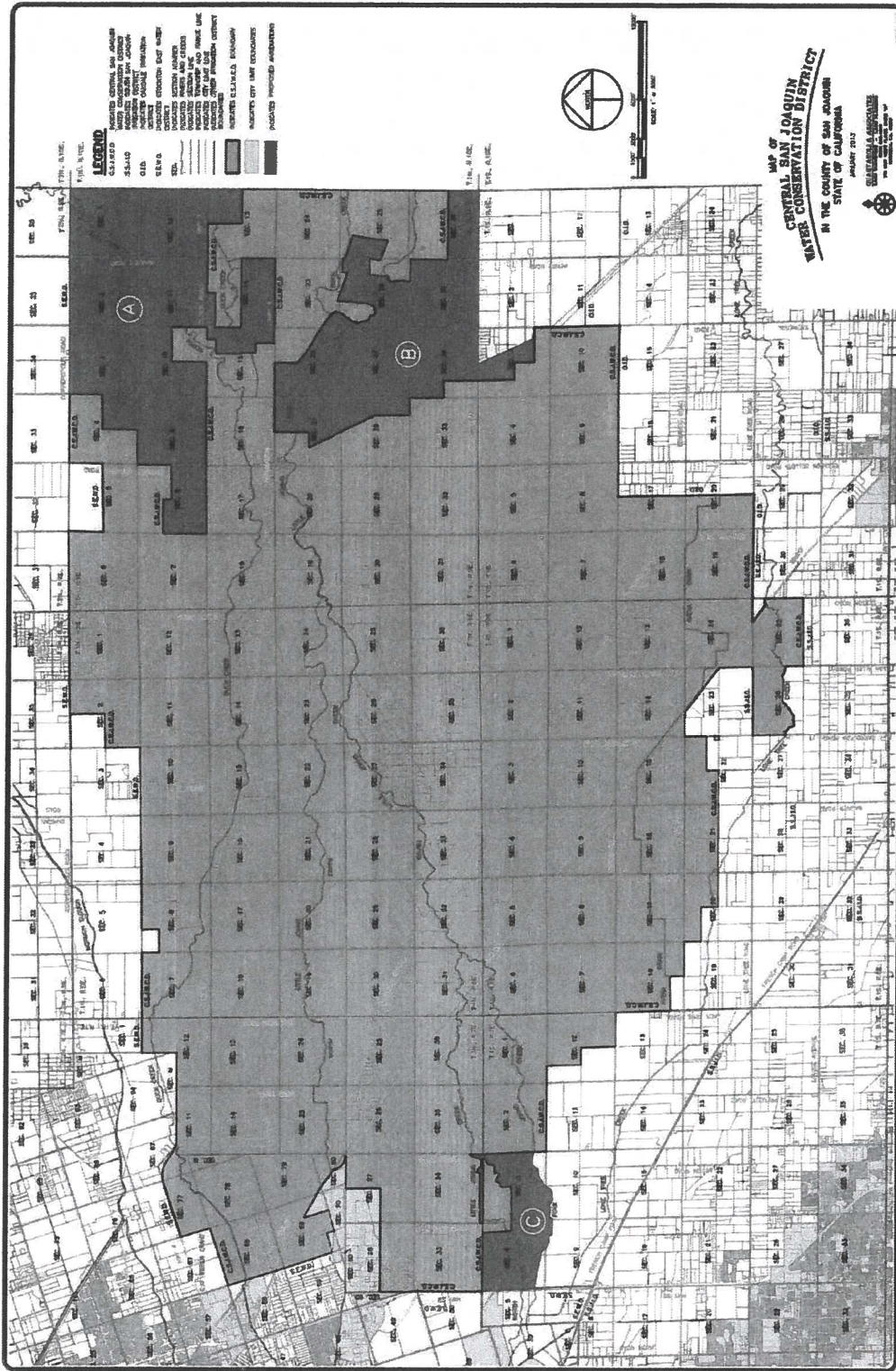
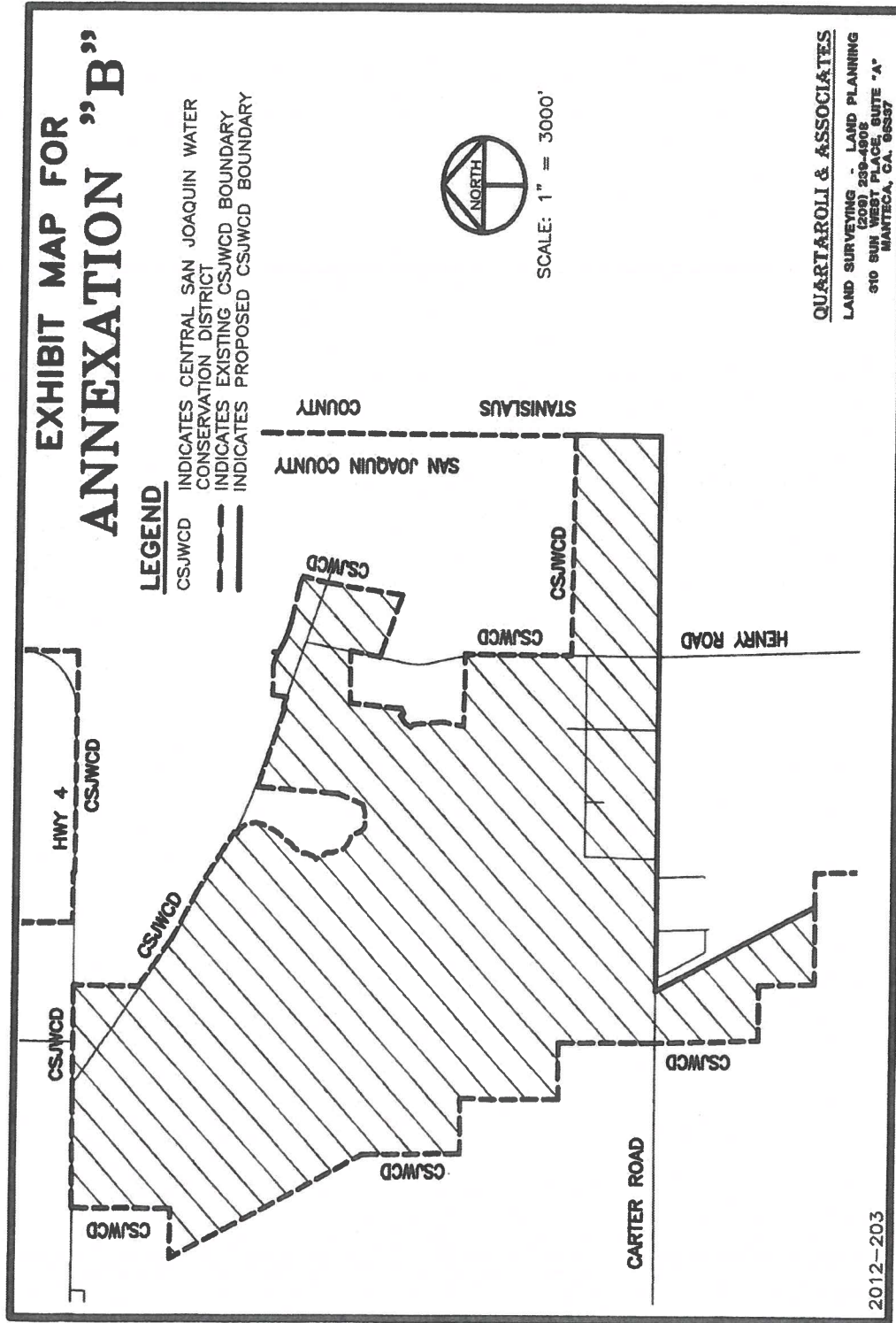


FIGURE 4
AREA TO BE ANNEXED (AREA B)



Lands to be Annexed – Option 3

The lands to be annexed include those lands within the Central Sphere of Influence that are not currently within Central's service boundaries. The area is commonly referred to as Area B and includes approximately 3,966 acres. The general description of the boundaries of the territory include all or a portion of Sections 21, 22, 23, 25, 26, 27, 28 34, 35 and 36 of Township 1 North, Range 9 East and a portion of Section 3 of Township 1 South, Range 9 East bordered generally by Highway 4 on the north and the San Joaquin County line to the east.

Public Agencies Whose Approval is Required

Board of Directors, Stockton East Water District
Board of Directors, Central San Joaquin Water Conservation District
San Joaquin Local Agency Formation Commission

Referenced Documents

A number of documents have been consulted in the preparation of this Initial Study/Mitigated Negative Declaration, and are incorporated herein by reference, as follows:

County of San Joaquin

2035 General Plan Draft Environmental Impact Report
ESA Associates
October 2014

2035 General Plan Final Environmental Impact Report
ESA Associates
September 2016

City of Stockton

Envision Stockton 2040 General Plan General Plan 2011 Final Supplemental Environmental December 4, 2018 Adopted

Envision Stockton 2040 General Plan Update and Utility Master Plan Supplements Draft EIR
June 2018

Envision Stockton 2040 General Plan Update and Utility Master Plan supplements Final EIR and Mitigation Monitoring and Reporting Program
October 10, 2018

Regulatory Guidance

This document is an initial study, which provides justification for a Negative Declaration pursuant to CEQA. This Negative Declaration has been prepared in accordance with the CEQA, Public Resources Code Section 21000 et seq., and the State CEQA Guidelines 14 California Code Regulations Section 15000 et seq.

An initial study is conducted by the Lead Agency to determine if a project may have a significant effect on the environment. In accordance with the CEQA Guidelines Section 15063, an EIR must be prepared if an initial study indicates that the proposed project under review may have a potentially significant impact on the environment. A Negative Declaration may be prepared instead, if the Lead Agency prepares a written statement describing the reasons why the proposed project would not have a significant effect on the environment, and therefore, why it does not require the preparation of an EIR (CEQA Guidelines Section 15371). According to CEQA Guidelines Section 15070, a proposed Negative Declaration or Mitigated Negative Declaration shall be prepared for a project subject to CEQA when either:

- a) The initial study shows there is no substantial evidence, in light of the whole record before the agency, that the proposed project may have a significant effect on the environment, or
- b) The initial study identifies potentially significant effects, but:
 - (1) Revisions in the project plans or proposals made by or agreed to by the applicant before the proposed negative declaration is released for public review would avoid the effects or mitigate the effects to a point where clearly no significant effects would occur and;
 - (2) There is no substantial evidence, in light of the whole record before the agency, that the proposed project as revised may have a significant effect on the environment.

**STOCKTON EAST WATER DISTRICT
ENVIRONMENTAL CHECKLIST FORM**

1. **Project Title:** Stockton East Water District and Central San Joaquin Water Conservation District Sphere of Influence and Annexation Project.

2. **Lead agency name and address:**

Stockton East Water District
Post Office Box 5157
Stockton, California 95205-0157

3. **Contact person and phone number:** Justin Hopkins 209.948.0333

4. **Project location:** The Project is located within the boundaries of the Stockton East Water District and the Central San Joaquin Water Conservation District sphere of influence, within San Joaquin County, as shown on **FIGURES 1, 2, 3** and **4**.

5. **Project sponsor's name and address:** Lead Agency

6. **General plan designation:** various

7. **Zoning:** various

8. **Description of Project:** Review of the Sphere of Influence of the two districts prior to consolidation, and review of annexation of approximately 3,966 acres of property within Central's proposed SOI into the boundaries of the consolidated Stockton East Water District, generally located east of Central, south of State route 4 and Sonora Road, and north of Carter Road.

9. **Surrounding land uses and setting:** The majority of the project land is agricultural and rural residential, but also includes the City of Stockton, and the communities of Linden, Farmington and Colledgeville.

10. **Other public agencies whose approval is required:**
 - a. Central San Joaquin Water Conservation District
 - b. San Joaquin Local Agency Formation Commission

ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

	Aesthetics		Agriculture and forest Resources		Air Quality
	Biological Resources		Cultural Resources		Geology/Soils
	Greenhouse Gases		Hazards and Hazardous Materials		Hydrology/Water Quality
	Land Use/Planning		Mineral Resources		Recreation
	Transportation/Traffic		Utilities/Service Systems		Mandatory Findings of Significance
	Tribal Cultural Resources				

DETERMINATION: On the basis of this initial evaluation:

I find that the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.

I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. MITIGATED NEGATIVE DECLARATION WILL BE PREPARED.

I find that the project proposed MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.

I find that the proposed project MAY have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.

I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in the earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.

Justin Hopkins

DATE:

Notice of Determination

Appendix D

To:

Office of Planning and Research
U.S. Mail: P.O. Box 3044 Sacramento, CA 95812-3044
Street Address: 1400 Tenth St., Rm 113 Sacramento, CA 95814

County Clerk
County of: San Joaquin
Address: 44 N San Joaquin St. #260 Stockton, CA 95202

From:

Public Agency: Stockton East Water District
Address: 6767 East Main St. Stockton, CA 95215
Contact: Justin M. Hopkins, General Mgr.
Phone: (209)948-0333

Lead Agency (if different from above):
Address:
Contact:
Phone:

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2022110100

Project Title: Sphere of Influence Review and Annexation into Consolidated District

Project Applicant: Stockton East Water District

Project Location (include county): San Joaquin and Calaveras County

Project Description:

Review of the Sphere of Influence of the two districts prior to consolidation, and review of annexation of approximately 3,966 acres of property within Central's proposed SOI into the boundaries of the consolidated Stockton East Water District, generally located east of Central, south of State route 4 and Sonora Road, and north of Carter Road.

This is to advise that the Stockton East Water District has approved the above (Lead Agency or Responsible Agency)

described project on 12/13/2022 and has made the following determinations regarding the above described project.

- 1. The project will not have a significant effect on the environment.
2. A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan was adopted for this project.
5. A statement of Overriding Considerations was adopted for this project.
6. Findings were made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

Stockton East Water District, 6767 East Main Street, Stockton, CA. 95215

Signature (Public Agency): Title: General Manager

Date: Date Received for filing at OPR:

Weekly Water Report	As of: Dec. 5, 2022	As of: Dec. 12, 2022
New Hogan (NHG) TOC	152,100	AF
Storage:	50,592	AF
Net Storage Change:	+701	AF
Inflow:	181	CFS
Release:	26	CFS
New Melones (NML) Allocation	75,000	AF
Storage:	590,733	AF
Net Storage change:	+3,821	AF
Inflow:	760	CFS
Release:	258	CFS
Source: CDEC Daily Reports		

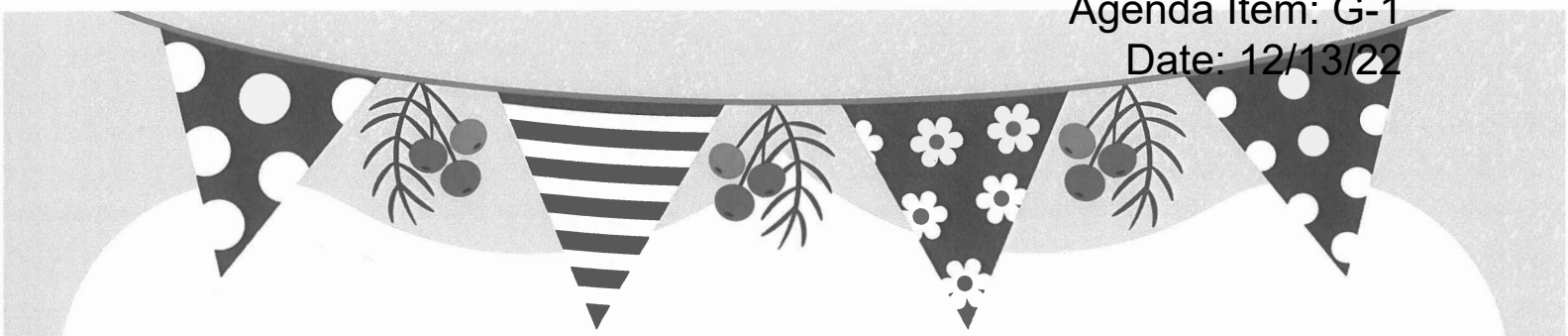
Goodwin Diversion (GDW)		
Inflow (Tulloch Dam):	277	CFS
Release to Stanislaus River (S-98):	209	CFS
Release to OID (JT Main):	0	CFS
Release to SSJID (SO Main):	0	CFS
Release to SEWD:	<u>0</u>	CFS
Total Release	209	CFS
Source: Tri-Dam Operations Daily Report		
Farmington Dam (FRM)		
Diverted to SEWD:	N/A	CFS
Diverted to CSJWCD:	0	CFS
Source: USACE WCDS Hourly Report		

Surface Water Used		
Irrigators on New Hogan:	0	
Irrigators on New Melones:	0	
Out-Of-District Irrigators:	0	
DJWWTP Production:	24	MGD
North Stockton:	0	MGD
South Stockton:	4	MGD
Cal Water:	21	MGD
City of Stockton DWSP Production:	10.8	MGD

District Ground Water Extraction		
74-01	883	GPM
74-02	523	GPM
North	503	GPM
South	1,756	GPM
Extraction Well # 1	<u>3,130</u>	GPM
Total Well Water Extraction	6,795	GPM
Total Ground Water Production	9.8	MGD

Note: All flow data reported here is preliminary and subject to revision.

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**YOU ARE INVITED TO
STOCKTON EAST WATER
DISTRICT'S**

Holiday Potluck

**FRIDAY, DECEMBER 9TH @ 12:00 NOON
BOARDROOM**

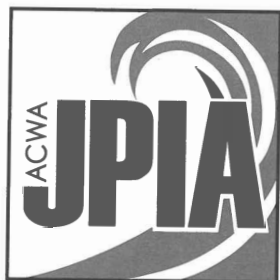
**The District will be providing the main dish
Please bring a side to share**

**RAFFLE TICKETS
\$1.00**

**PREVIEW & PRE-SALE
WILL BEGIN IN THE AFTERNOON ON
WEDNESDAY, DECEMBER 7TH
please see Admin Staff**



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YOUR BEST PROTECTION

11/28/2022

ACWA JPIA

P. O. Box 619082
Roseville, CA 95661-9082

phone
916.786.5742
800.231.5742

www.acwajpia.com

President

E.G. "Jerry" Gladbach

Vice President

Melody A. McDonald

Chief Executive Officer

Walter "Andy" Sells

Executive Committee

Fred Bockmiller

David Drake

E.G. "Jerry" Gladbach

Cathy Green

Brent Hastey

Chris Kapheim

Melody A. McDonald

Randall Reed

J. Bruce Rupp

Core Values

- People
- Service
- Integrity
- Innovation

Stockton East Water District (S012)
P.O. Box 5157
Stockton, CA 95205-0157

General Manager:

Each year at Fall Conference, the JPIA recognizes members that have a Loss Ratio of 20% or less in either of the Liability, Property or Workers' Compensation programs (loss ratio = total losses / total premiums).

The members with this distinction receive the "**President's Special Recognition Award**" certificate for each Program that they qualify in.

The JPIA is extremely pleased to present Stockton East Water District (S012) with this special recognition and commends the District on the hard work in reducing claims.

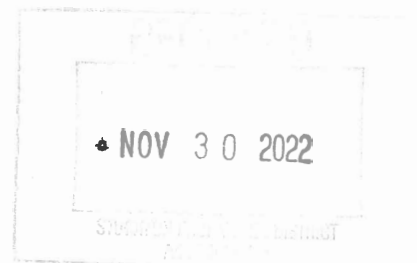
Congratulations to you, your staff, Board, and District. Keep up the good work!

The JPIA wishes you the best in 2023.

Sincerely,

Melody McDonald
President

Enclosure: President's Special Recognition Award(s)



President's Special Recognition Award

*The President of the
ACWA JPIA
hereby gives Special Recognition to*

Stockton East Water District

*for achieving a low ratio of "Paid Claims and Case Reserves" to "Deposit Premiums"
in the Property Program for the period 07/01/2018 - 06/30/2021
announced at the Board of Directors' Meeting in Indian Wells.*



November 28, 2022

A handwritten signature in cursive script that reads "Melody McDonald".

Melody McDonald, President