

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 26, 2022 AT 12:30 P.M.

A. PLEDGE OF ALLEGIANCE AND ROLL CALL

President Watkins 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, McGaughey, McGurk, Panizza, Sanguinetti and Watkins. Also present were Manager Moody, Assistant Manager Hopkins, Finance Director Vega, District Engineer Evensen, Administrative Services Manager Carido, Administrative Clerk Feliciano and Consultant Barkett. Present via teleconference was Legal Counsel Zolezzi.

B. CONSENT CALENDAR

1. President Watkins requested the Board to make an emergency addition to the agenda. Manager Moody reported due to the cancellation of the May 3, 2022 Regular Board Meeting the California Public Employees' Retirement System warrants are due for payment before the next scheduled Regular Board Meeting on May 10, 2022.

A motion was moved and seconded to add an item to the April 26, 2022 Regular Board Meeting Agenda as Agenda Item No. D-2k, California Public Employees' Retirement System (Emergency Item)

Roll Call:

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

2. President Watkins requested the Board to make an emergency addition to the agenda. Manager Moody reported due to the cancellation of the May 3, 2022 Regular Board Meeting, the Out of District Non-Potable Water Service Agreement for Curtoni Ranches, LLC should be executed before the next scheduled Regular Board Meeting on May 10, 2022 with the Board's approval.

A motion was moved and seconded to add an item to the April 26, 2022 Regular Board Meeting Agenda as Agenda Item No. D-6, Curtoni Ranches, LLC – Out of District Non-Potable Water Service Agreement (Emergency Item)

Roll Call:

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

A. PUBLIC COMMENT (None)

B. SCHEDULED PRESENTATIONS AND AGENDA ITEMS

1. Minutes 04/19/22 Regular Meeting

A motion was moved and seconded to approve the amended April 19, 2022 Regular Board Meeting minutes, as presented.

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. Payroll
- h. Summary
- i. Short Names/Acronym List
- j. SEWD Vehicles & Heavy Equipment
- k. California Public Employees’ Retirement System

Director McGurk inquired on the expense on page 9, line item 4 for AllConnected Inc. for the Cisco smart renewal in the amount of \$9,891.50. Assistant Manager Hopkins replied the expense covers software and hardware support. Director McGurk inquired on the expense on page 9, line item 3 for Accruent LLC for the annual technical support renewal in the amount of \$7,966.30. Assistant Manager Hopkins replied the expense is for SCADA System software. Director McGurk inquired the about the spill sites on the expense on page 9, line item 8 for Cal-Sierra Pipe, Inc. for pipe for pressure transducers at five spill sites in the amount of \$9,865.82. Assistant Manager Hopkins replied the spill sites are the locations where the water leaves the conveyance system; pipe is used to install pressure transducers to measure the levels at dam’s at the end of the system. Discussion followed regarding the use of pipe at the spill site locations. Director McGurk inquired on the expense on page 9, line item 7 for Boutin Jones Inc. for legal services in the amount of \$8,570 and inquired about mediation fees. Legal Counsel Zolezzi replied the mediator has not billed for their services yet and will likely bill at the end of mediation.

Director Cortopassi inquired on the expense on page 11, line item 50 for Conco-West for the Cotta-Ferreria Dam Replacement Project in the amount of \$141,802.24 and inquired if the gate was included in the expense. Assistant Manager Hopkins replied no, the gate was purchased separately. Discussion followed regarding the Cotta-Ferreria Dam Replacement Project.

Director Atkins inquired on the expense on page 11, line item 57 for Gridless Power Corporation for security equipment for Water Supply System in the amount of \$8,543.88 and inquired if the security is for Mormon Slough. Manager Moody replied yes and commented that equipment is live.

A motion was moved and seconded to approve the April 26, 2022 Warrants, as presented.

Roll Call:

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

Abstain: None

Absent: None

3. Stockton East Water District – Cotta-Ferreira Dam Replacement Project Update
Manager Moody provided the Board with an update regarding the Cotta-Ferreira Dam Replacement Project. Manager Moody provided the Board with a slideshow of pictures of the completed Cotta-Ferreira Dam Replacement Project as well as the repair on Potter Creek Dam. Discussion followed regarding the pictures shown. This item was for information only.

4. Cancellation of May 3, 2022 Stockton East Water District Regular Board Meeting

A motion was moved and seconded to approve Cancellation of the May 3, 2022 Regular Board Meeting.

Roll Call:

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

Nays: None

Abstain: None

Absent: None

5. DRAFT – Statement of Consistency Pursuant to Execute Order N-7-22 and Findings of Fact Stockton East Water District Groundwater Sustainability Agency (New Well)
Manager Moody provided the Board with the Draft - Statement of Consistency Pursuant to Execute Order N-7-22 and Findings of Fact Stockton East Water District Groundwater Sustainability Agency (New Well). Manager Moody reported according to the Executive Order requiring all Groundwater Sustainability Agencies to look at all well permits to determine if they are concurrent with the Groundwater Sustainability Plan (GSP). Manager Moody added the provided Resolution is being used as a recommendation to the County indicating whether it does or does not fit into the GSP; the County decides whether to approve or deny the permit. Manager Moody recommend the Board to approve the Draft - Statement of Consistency Pursuant to Execute Order N-7-22 and Findings of Fact Stockton East Water District Groundwater Sustainability Agency (New Well).

Director McGurk inquired about the language on page 35, Section 3.1, 2nd sentence – “However, as projects are implemented and basin operations are modified, sustainable groundwater management will be achieved, and levels will stabilize on a long-term average basis.” Manager Moody replied the long-term average is what is needed to meet sustainability.

President Watkins inquired about the “New Wells” sub-heading and if that is accurate. Legal Counsel Zolezzi replied the “New Wells” sub-heading is incorrect and will be removed as the Resolution applies to all well permits. President Watkins inquired if modifications are included in the Resolution. Legal Counsel Zolezzi replied yes because modifications require a permit; every time a referral is given a Resolution has to be adopted which would allow for personalized Resolutions. President Watkins inquired if there are any well permits pending in our Groundwater Sustainability Agency. Manager Moody replied no.

A motion was moved and seconded to approve the Statement of Consistency Pursuant to Execute Order N-7-22 and Findings of Fact Stockton East Water District Groundwater Sustainability Agency, as amended.

Roll Call:

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

Nayes: None
Abstain: None
Absent: None

6. Curtoni Ranches, LLC – Out of District Non-Potable Water Service Agreement
Manager Moody provided the Board with information on the Out of District Non-Potable Water Service Agreement for Curtoni Ranches, LLC. Manager Moody reported all new Out of District Agreements are presented to the Board for approval.

A motion was moved and seconded to approve the Out of District Non-Potable Water Service Agreement for Curtoni Ranches, LLC for APN 187-310-010, as presented.

Roll Call:

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

Nayes: None

Abstain: None

Absent: None

E. COMMITTEE REPORTS

1. San Joaquin County Flood Control and Water Advisory Commission Meeting, 04/20/22
Director McGurk attended the April 20, 2022 San Joaquin County Flood Control and Water Advisory Commission Meeting. Director McGurk reported the meeting was held in-person at the Ag Center. Director McGurk reported he was re-elected as Chairman for 2022 for a one-year term. Director McGurk reported a presentation by Lowell Allen, Office of Emergency Services; Lowell Allen reported there is an Ag Drought Task Force that meets monthly. Director McGurk reported discussion regarding well permitting and small water systems regulation; Matt Zidar invited staff from the Environmental Health Department to present and answer questions. Director McGurk reported having staff from the Environmental Health Department was worthwhile and constructive for the Commissioners to voice what they had to say. Director Cortopassi inquired if there was discussion regarding the well permitting process. Director McGurk replied the subject was not discussed as it relates to the Groundwater Sustainable Agencies. Director McGurk reported he commented the GSA should be able to recommend the denial of a permit and it should be accepted by the County for them to deny the permit; decisions to recommend approval or denial will be made based on SGMA and gaining sustainability in their GSA. Director McGurk reported Supervisor Winn discussed the half-cent sales tax effort; Supervisor Winn will present the details of the half-cent sales tax at the next Commission meeting. Discussion followed regarding the half-cent sales tax effort. Director McGurk reported there was public comment regarding the arundo donax plant which is found in the Calaveras River; detracting from flood control and absorbing water to stay alive. Director Panizza inquired if the plant is native. Director McGurk replied no, the plant is considered invasive. The next meeting is scheduled for May 18, 2022.

F. REPORT OF GENERAL MANAGER

1. Water Supply Report as of 04/25/22
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 130,610 AF in storage at New Hogan Reservoir. Current releases are set at 149 cfs. Current release at Goodwin Dam to Stanislaus River are set at 1,444 cfs and release to all water users are set at 57 cfs. There are 3 irrigator(s) on New Hogan, 1 irrigator(s) on New Melones and

0 Out-of-District irrigator(s). The water treatment plant is currently processing 40 mgd. The City of Stockton is currently processing 12 mgd.

2. Information Items:

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

3. Report on General Manager Activities

a. Central Valley Project Water Association – Executive & Financial Affairs Committee, 04/22/22

Finance Director Vega attended the April 22, 2022 Central Valley Project Water Association – Executive & Financial Affairs Committee. Finance Director Vega reported the meeting was a reschedule from the original meeting date of April 15, 2022. Finance Director Vega reported a presentation given by Brooke White regarding the CVPIA Finance Plan. Finance Director reported updates on the current activities including the reclassification of expenses; the agencies affected will be contacted soon although the changes are not significant. Finance Director Vega reported the extraordinary O&M Project is complete. The next meeting is scheduled for May 20, 2022.

b. Stockton East Water District Activities Update

Manager Moody reported he and Assistant Manager Hopkins attended Central San Joaquin Irrigation District's Annual Meeting; the Annual Meeting is held to set their rates which are not changing from the previous year. Manager Moody reported there were several questions regarding the merge between Central San Joaquin Water Conservation District and Stockton East Water District; Central Director Veldstra voiced his concern about forfeiting their water right and it should not be done to merge with another District. Manager Moody reported there were questions geared toward Stockton East Water District that he and Assistant Manager Hopkins answered; landowners expressed concern about what the future holds and the amount of time the merging process has taken.

Manager Moody reported he and Assistant Manager Hopkins met with the consultant working on the projects in the Groundwater Sustainability Plan; multiple agencies are claiming the same water to complete projects in their GSP and the State is pushing back asking the Groundwater Sustainability Agencies to prove what water is theirs and accurately add those projects to their GSP for sustainability. Manager Moody reported they working with the consultant to avoid GSP issues with regard to the projects planned for sustainability. Manager Moody reported the District is in better shape than other districts in the area in regards to dependability at the New Hogan Reservoir for water. Manager Moody reported the consultant was being conservative in their approach to classify the District as providing zero water in critically dry year; this year is critically dry and are still providing water. Manager Moody commented he will be speaking with the consultant to have them change the "zero" to another figure or percentage but it cannot be zero as that is not accurate.

Manager Moody reported he attended an Office of Emergency Services meeting and the same Environmental Health Department Staff were in attendance as those that attended the San Joaquin County Flood Control and Water Advisory Commission Meeting. Manager Moody reported discussion regarding the Groundwater Sustainability Agencies recommendation for well permitting process. Discussion followed regarding the presentation given by Environmental Health Department Staff. This item was for information only.

G. DIRECTOR REPORTS

1. Stockton East Water District Special Board Meeting – Smith Canal Gate Tour, 04/22/22
 Directors Atkins, Cortopassi, McGurk, Sanguinetti, Watkins, Manager Moody, Assistant Manager Hopkins and District Engineer Evensen attended the April 22, 2022 Stockton East Water District Special Board Meeting – Smith Canal Gate Tour. Director Cortopassi reported Chris Neudeck, KSN, Inc. shared with the attendees the construction restrictions of the Project due to environmental requirements/standards which translated into a higher cost. Director Cortopassi reported the Project includes the Smith Canal as well as where it meets the San Joaquin River. Director Cortopassi commented the project and the location were much larger than he had realized. Discussion followed regarding the location and Smith Canal Gate Project details. Director Sanguinetti reported the Project is meant to improve the levees for the 200 Year Flood Plan with the addition of the Smith Canal Gate; the levees could break without the addition of the gate. Director Sanguinetti added the gate is planned to stay open and will be closed at low tide as well as during a rain event to store water. Director Atkins reported there are environmental regulations with the fish that have made completing the project challenging. President Watkins added the tour was informative in regards to similar project specifics that the District will use in the future. Consultant Barkett inquired if there was discussion regarding water quality. President Watkins replied no, water quality is not in their scope of work.

H. COMMUNICATIONS (None)

I. AGENDA PLANNING/UPCOMING EVENTS

1. San Joaquin Farm Bureau Federation Water Advisory Committee Meeting, 5:00 p.m., 04/26/22
2. ACWA State Legislative Committee Meeting, 10:00 a.m., 04/29/22

J. REPORT OF THE COUNSEL

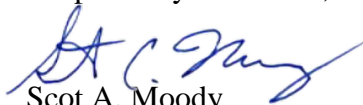
1. Closed Session - Existing Litigation
 Stockton East Water District vs. City of Stockton, et al.
 Government Code 54956.9 (a)
2. Closed Session - Personnel
 Government Code 54957

President Watkins adjourned the meeting to closed session at 1:19 p.m. to discuss closed session agenda items. District staff, with the exception to Manager Moody, were excused from the closed session meeting at 1:44 p.m. The regular meeting reconvened at 1:55 p.m., with no reportable action.

K. ADJOURNMENT

President Watkins adjourned the meeting at 1:56 p.m.

Respectfully submitted,


 Scot A. Moody
 Secretary of the Board

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