

NORTH SAN JOAQUIN WATER CONSERVATION DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS

Lodi Grape Festival Grounds – Barrel Room
413 E. Lockeford Street, Lodi CA
Zoom - Teleconference Meeting

Monday, January 31, 2022

REGULAR MEETING MINUTES

**CONDUCTED BY TELECONFERENCE IN COMPLIANCE WITH GOVERNOR NEWSOM'S
EXECUTIVE ORDER RELAXING BROWN ACT REQUIREMENTS DUE TO COVID-19**

- 1. Call to Order - Roll Call - Acceptance of Agenda** - The meeting was called to order by President Valente at 2:06 pm. A motion for the acceptance of the Agenda for the meeting on January 31, 2022 made by Vice President Flinn, second by Secretary Simpson. Motion passed unanimously 5/0/0.

President Joe Valente - Area 3
Vice President Tom Flinn - Area 2
Secretary David Simpson – Area 1
Treasurer Charles Starr – Area 4
Director Marden Wilber – Area 5

General Counsel Jennifer Spaletta
Special Counsel Roger Masuda - Absent
Daniel de Graaf – District Engineer
Deputy Secretary Shasta Burns

- 2. Correspondence/Announcements-** Landowner communications and water mail reviewed. Letter from Mr. Pilkington regarding a visit from Board of Directors on his property. General Counsel reviewed letter received and board recommends General Counsel and work with District Engineer to reply to his letter. Rules and regulations adopted by the board will be sent to him directly as well.

- 3. Action Items** Note: Votes recorded as: For/Against/Abstention (name)

- A.** Approval of the Minutes of the December 21, 2021 Regular Scheduled Board meeting – A motion to review and approve the Minutes of the December 21, 2021 Regular Board Meeting made by Secretary Simpson, second by Vice President Flinn. Motion passed 5/0/0.
- B.** Board Positions
- a. Election of Officers – A motion to keep all positions the same for the next fiscal year made by Secretary Simpson, second by Director Wilber. Motion passed 5/0/0. Secretary Simpson reported he contacted the SJC Registrar of Voters as there was some confusion on the deadline to file for the election to office as a NSJWCD Director. The “Election Guide” will be available in late May and candidates must file in July. Also, if NSJWCD wants to change its District boundaries (1-5), it must complete the process by 4/17/22.
- b. Appointments to other boards, commissions and committees – Confirming who is participating in other boards and commissions. Advisory Water: Charlie Starr and Tom Flinn. IRWMP: Charlie Starr. GWA: Tom Flinn and Joe Valente, GWA Steering Committee: Tom Flinn, Technical Committee: Daniel de Graaf. EWA: Dave Simpson and Tom Flinn.

- C. Financial Matters**
 - a. Receive and File NSJWCD Monthly Treasurer's Report– Reviewed Monthly Treasurer's Report in the Board meeting packet. A motion to receive and file the NSJWCD Monthly Treasurers Report and to write a warrant for a transfer from the county account for \$50,000, made by Director Wilber, second by Vice President Flinn. Motion passed 5/0/0.
 - b. Receive and File TLID #1 Monthly Treasurer's Report – Reviewed Monthly Treasurer's Report. A motion to receive and file the TLID #1 Monthly Treasurer's Report made by Vice President Flinn, second by Secretary Simpson. Motion passed 5/0/0.
 - c. Receive and File ID #3 Monthly Treasurer's Report – Reviewed Monthly Treasurer's report. A motion to receive and file the ID #3 Monthly Treasurer's Report by Secretary Simpson, second by Vice President Flinn. Motion passed 5/0/0.
- D. Annual Form 700s – Form 700s are due April 1, 2022. Reminder only**
- E. Review Water Supply Conditions and Operations – EBMUD update.**
 - a. Curtailment Order and Compliance – General Counsel Spaletta reviewed the Curtailment Order and Compliance as required by the State Board. NSJWCD is not curtailed at this time and Spaletta will continue to watch status.
 - b. Tracy Lake Operations – Tracy Lake operated in December and pumped approximately 145-acre feet into Tracy Lake following the storm events.
 - c. Irrigation Season Discussion – General Counsel explained post-harvest irrigation opportunities and field flooding communications to utilize diversions on the South System in the coming years and will revisit this agenda item in February. Discussion of water opportunities for the upcoming irrigation season. Investigating landowners who may have flooding opportunities for groundwater recharge under the NSJWCD Water Right.
- F. South System Projects**
 - a. SCADA – Daniel de Graaf reviewed testing. The pump needs to run to receive data and radio communications. Sierra Controls will be out to monitor and calibrate equipment when the pump is running.
 - b. Fish Screen – ISI replaced the hydraulic motor inside the screen and pump and stayed under budget. All work is completed and the screen is working.
 - c. Handel Lateral – No update at this time. Project package is being put together. Landowner meetings are being coordinated this time.
 - d. Other Prop 1 Project Work - Project design is in the process and planning to go out to bid in the coming months. Planning for construction mid-year, June/July.
 - e. Dream/Pixley Pipeline- EBMUD has installed communication pole and final connection from well K13 to the 12" dream pipeline can be completed.
 - f. Sustainable Conservation Flood MAR Field Tour – General Counsel reviewed field tour for Monday, March 7th and encouraged directors to attend.
 - g. County Flood Control coordination – President Valente has reached out for their availability. Daniel will email and coordinate to meet and go over flood control system.
- G. Grant Activity**
 - a. IRWMP Round 2 Grant – South System Recharge Project
 - i. Resolution 2022-01 Authorizing Application for IRWMP Grant –.

ii. Cost Sharing Agreement –

A motion approve resolution 2022-01 and to authorize paying the County's consulting cost not to exceed \$3,000, made by Treasurer Starr, second by Secretary Simpson. Roll call vote: Starr; Aye, Wilber; Aye, Simpson; Aye, Flinn; Aye, Valente; Aye. Motion passed 5/0/0. In addition, a motion to approve a letter to be sent to the Board of Supervisors inquiring about zone 2 funding usage made by Vice President Flinn, second by Secretary Simpson. Motion passed 5/0/0.

b. SGMA Implementation Round 1 Grant – North System Improvement Project – Phase 1

i. Resolution 2022-02 Authorizing Application for SGMA Grant -

ii. Cost Sharing Agreement -

A motion to approve resolution 2022-02 made by Treasurer Starr, second by Secretary Simpson. Roll call vote: Starr; Aye, Wilber; Aye, Simpson; Aye, Flinn; Aye, Valente; Aye. Motion passed 5/0/0.

c. Federal Appropriation - South System Recharge Project

i. Tecklenburg Parcel Appraisal – General Counsel reviewed cost estimates for appraisal. A motion to approve to proceed with Tecklenburg Parcel Appraisal with an amount not to exceed \$2,500 after receiving an additional bid from a qualified appraiser made by Secretary Simpson, second by Vice President Flinn. Motion passed 5/0/0

d. Groundwater Recharge/Land Repurposing Grant – Designed to take land out of agriculture production for recharge and habitat purposes. Described possible habitat and groundwater recharge land in the district and the details to obtain funds and opportunities.

H. Maintenance-

a. Pump Station Maintenance – Stockton East Water District will spray weeds for the district again.

I. Strategic Plan/Financing Plan – Due to the complexity of this one item and the amount of time needed for discussion, a continuance was requested by General Counsel Spaletta. This one item was discussed separately at 10:00 AM on Friday February 4, 2022 in the Barrel Room at the Grape Festival Grounds and was duly noticed in advance. Roll call was taken, a full Board and staff were present.

a. Financing Plan discussion – General Counsel reviewed potential sources of revenue that would be used *only* for SGMA groundwater management activities in the district. General Counsel reviewed three different scenarios for financing. The Board gave direction to General Counsel and District Engineer to prepare and a written proposal for possible Board Action and vote at the next scheduled board meeting.

J. Sustainable Groundwater Management Act/GWA Activity

a. DWR Draft Comments on GSP – Final DWR comments are in the board meeting packet and General Counsel will review and address the comments listed. More information to come.

b. Annual Report – Being drafted at this time.

c. Water Accounting Framework (WAF) – GWA has authorized a consultant to

work on and reaching out to each GSA about water use in the districts.
Meeting will happen in the coming months.

K. Contracts

- a. Amendment to Consero Solutions contract – A motion to approve presented Consero Solutions Amendment made by Vice President Flinn, second by Director Wilber. Motion passed 5/0/0.
- b. District Engineer contract – Board discussion and questions to Daniel de Graaf. No action at this time. Directors Flinn and Simpson will meet with de Graaf and report back to the Board at the next scheduled meeting.

L. Landowner communications – Handel Lateral landowner meeting will be organized.

M. Discussion of Board Planning Calendar – No discussion

4. Director and Staff Reports

- A.** President’s Report – No report at this time.
- B.** General Counsel Spaletta – No report at this time.
- C.** District Manager/Engineer – No report at this time.
- D.** Consero Solutions – Grant activity – Petra reviewed appropriations request and attachment 14 in the board meeting packet.
- E.** Committee Reports – No report at this time.
- F.** Other – No reports at this time.

5. Public Comment – Public comments were received.

6. Closed Session – The Board entered closed session at 3:57PM, came out of closed session at 4:16 PM and immediately returned to open session. President Valente reported a motion to engage Daniel de Graaf at the rate of \$150 per hour per presented Budget and Task Order to the Board of directors and for Flinn, Simpson and de Graaf to meet in February to prepare further contract details made by Secretary Simpson, second by Vice President Flinn. Motion passed 5/0/0. President Valente reported a motion to continue the services of Shasta Burns at the rate of \$50 per hour and to pay mileage at the current Federal rate made by Director Wilber, second by Treasurer Starr. Motion passed 5/0/0.

7. Adjournment - Motion to continue board meeting for Friday, February 4, 2022 at 10 AM in the Barrel Room at the Grape Festival Grounds for the purpose of discussing agenda item 1a by Director Wilber, second by Secretary Simpson. Motion passed 5/0/0.

After the above reconvene action item 1a was discussed, a motion to adjourn the meeting from Monday, January 31, 2022 and meeting as continued to Friday, February 4, 2022 at 11:45 am was made by Director Wilber, second by Vice President Flinn. Motion passed 5/0/0

The next regular scheduled Board Meeting February 28, 2022, from 2:00 PM - 4:00 PM. Location and method TBA due to COVID-19 Executive Order.

The above minutes of the North San Joaquin Water Conservation District Board of Directors Meeting of January 31, 2022.

Respectfully submitted:

Shasta Burns, Deputy Secretary