

**MINUTES OF THE MEETING
OF THE BOARD OF DIRECTORS
OF THE CENTRAL DELTA WATER AGENCY**

December 13, 2022

A teleconference meeting of the Board of Directors of the Central Delta Water Agency was convened at 9:30 a.m. at the office of the Agency, 235 East Weber Avenue, Stockton, California.

Participating in the meeting were Directors Rudy Mussi, George Biagi Jr, and Eddie Zuckerman. Others participating were Dante John Nomellini Sr., Chris Neudeck, Dante John Nomellini Jr., George Hartmann, Brett Baker, Lindsay Kammeier, Lisa Crowley, Bruce Blodgett, Dave Forkel, Dominick Gulli, Tom Robinson, Craig Watanabe and Mel Lytle.

The first item of business were the Minutes of the November 8, 2022 meeting. After review,

On Motion - Director Eddie Zuckerman

Second - Director Rudy Mussi, the following resolution was unanimously adopted:

RESOLVED that the Minutes of the November 8, 2022, meeting be and they are hereby approved as submitted.

Next Lindsay Kammeier reported that Michael George was meeting with the Board on the issue of whether the environmental group that owns the Dos Rios habitat area along the San Joaquin River could transfer their riparian right rather than fallow their land.

Next, the Financial Report was given, the written portions of which are attached hereto. Along with the Financial Report, the current bills of the Agency were submitted to the Board for their review.

On Motion - Director Rudy Mussi

Second - Director George Biagi Jr, the Board unanimously adopted the following resolution:

RESOLVED that the bills of the Agency be and they are hereby approved for payment as submitted.

On legislation nothing new was reported.

As previously reported water use reports for the water year October 2021 through September 2022 reports are due February 1, 2023 and it is expected that the CDWA and SDWA

Delta ACP based on OpenET will be operational but an extension of time for reporting will be needed. License reports will be due February 1, 2023 and reported as in the past.

Enhanced reporting for large diversions is continuing at twice a month.

On Tunnel related Temporary Entry Permits it was reported that DWR was proceeding with additional entries. The challenge to the related EIR was in part granted by the Court and will be submitted to the Judge on the TEP cases for modification of the TEP orders.

The Delta Stewardship Council is continuing to proceed with a proposed regulation relating to the Delta Levee Investment Strategy which is inconsistent with the Flood Hazard Mitigation Plan for the Delta, ignores the Delta levees as a system and overlooks many of the interrelated flood impacts and risks.

The draft EIR on the DWR tunnel project called the Delta Conveyance Project (DCP) is out for comments. Comments are being prepared for submittal on December 16th.

On levee programs it was reported that DWR has released a draft Solicitation Package for comment.

The Delta Protection Commission is working on the Natural Heritage Area.

Applications for the DRIP program closed on October 18th.

Thereafter, there being no further business to come before the meeting the meeting was adjourned.

CENTRAL DELTA WATER AGENCY

235 East Weber Avenue • P.O. Box 1461 • Stockton, CA 95201
Phone (209) 465-5883 • Fax (209) 465-3956

DIRECTORS

George Biagi, Jr.
Rudy Mussi
Edward Zuckerman

COUNSEL

Dante John Nomellini
Dante John Nomellini, Jr.

NOTICE OF MEETING OF THE BOARD OF DIRECTORS OF THE CENTRAL DELTA WATER AGENCY

Date: TUESDAY, DECEMBER 13, 2022

Time: 9:30 a.m.

Place: 235 E. Weber Avenue, Stockton, CA 95202

Due to the Coronavirus, the meeting will include participation by conference call. Limited participation by attendance with adequate spacing will be attempted. If spacing cannot be maintained, masks will be required. Those who are sick or have been around sick people should participate by telephone. Meeting materials will be posted to the CDWA website before the meeting at <https://www.centraldeltawateragency.org> Conference dial in number (551) 258-5770 - no access code required.

AGENDA

(Action may be taken on any item)

1. Minutes of November 8, 2022, meeting
2. Financial Report
3. Report on legislation
4. Report on Water Rights
 - a. Water Diversion and Use reporting
 - b. Delta Area Measuring Method Program (DAMMP) Open ET
 - c. SWRCB water right curtailment
5. Report on litigation
6. Report on SWRCB actions
7. Report on Levee Programs
8. Report on Delta Protection Commission Plan matters
9. Report on Delta conveyance
10. Report on Eastern San Joaquin County Groundwater Banking Authority/SGMA JPA
11. Other Reports
12. Public Forum

Closed session item (Closed sessions are not open to the public.) Government Code section 54956.9(a) and (c) - possible litigation. CDWA vs. Delta Stewardship Council - DWR interference with water rights - WaterFix EIR & EIS, WaterFix Validation, Personnel matters.

Note: Individuals who require special accommodations are requested to contact Jeanne Urbani at (209) 465-5883 at their earliest convenience prior to the meeting date. TTY users may contact the California Relay service at 1-800-735-2929 or voice line at 1-800-735-2922.

Notice posted Thursday, December 1, 2022, at 10:00 a.m.

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FINANCIAL REPORT

December 13, 2022

Balance Forward: \$ 1,897,539.08

Income:

11/14/22 - Glengarry Properties 500.00

Expenditures:

Requisition No. 596 (94,172.33)

Balance Forward: \$1,803,866.75

Less Requisition No. 597:

Nomellini, Grilli & McDaniel #29347 80,405.18

Mohan Harris Ruiz #10196 10,410.50

Thomas M. Zuckerman 5,125.00

Soluri Meserve 9,851.33

#2848 - Lookout Slough \$5,796.33

#2854 - DWR Drilling III 4,055.00

River Delta Consulting 1,250.00

0301-12-22 500.00

0302-12-22 750.00

JHM Economics #2 2,250.00

Rudy Mussi 175.00

George Biagi, Jr. 175.00

Edward Zuckerman 175.00

(109,817.01)

Balance Forward: \$1,694,049.74

2022-2023 Assessment \$1,298,088.12 (3,595)

2021/2022 Assessment \$1,287,090.00 (3,198)

12/17/21 - 2021-2022 current secured (688,426.81)

4/15/22 - 2021-2022 current secured (614,551.56)

Total Received: \$1,302,978.37

2022/2023 (billed directly) \$40,627.82

Received to Date: (29,202.48)

Balance Due: \$11,425.34

2021/2022 (billed directly)

\$40,627.82

Received to Date:

(35,212.99) including past due assmt.

Balance Due:

\$5,414.83

Outstanding:

Kinder Morgan \$ 57.72
Dept. Transportation \$ 54.80
Fish & Wildlife \$3,021.88
State Lands Commission \$1,290.12
Dept. Parks & Rec \$ 124.22
State of CA \$1,215.22

2020/2021 Assessment

\$1,315,580.54 (3,198)

12/8/2020 - December secured tax

697,156.63

4/16/2020 - April secured tax

618,181.09

Balance Due

242.82

12/17/21 - reversal of delinquent secured tax

(146.67)

Balance Due

\$ 96.15

2019/2020 Assessment

\$1,300,731.96

12/20/19 - December Secured DA

(689,209.49)

Balance Due

611,522.47

04/17/2020

(611,361.41)

Balance Due

\$ 161.06

08/01/2020

(112.16)

Balance

\$ 40.90

2020/2021 Assessment (billed directly)

41,957.10

Received to Date:

(34,615.80)

Balance Due:

\$ 7,341.30

Outstanding:

Kinder Morgan \$ 57.72
Dept. Transportation \$ 54.84
Fish & Wildlife \$3,021.90
State Lands Comm. \$1,290.17
Dept. Parks & Rec \$ 124.25
State of CA \$1,215.22
Stkn Westlake Invest \$ 52.66

2019/2020 Assessment (billed directly)

\$39,772.21

Received to Date:

(51,945.33 including past due assmts)

Balance Due:

\$ 6,040.09

Outstanding:

Dept. of Transportation \$ 54.84
Fish & Wildlife \$3,065.96
State Lands Commission \$1,290.17
City of Stockton \$ 329.71

Dept. Parks & Recreation	\$ 124.25
State of CA	\$1,171.16
Spanos Family PTP	\$ 4.00

2018/2019 Assessment	\$1,299,175.06
12/19/18 - December Secured DA	(686,336.91)
4/1/19 - April Secured DA	(612,835.75)
Credit Balance:	(\$2.40)

2018/2019 Assessment (billed directly) estimated	\$41,510.75
Received to Date	<u>(30,471.45)</u>
Balance Due:	\$11,039.30

SPECIAL FUND 12

Balance Forward:	\$4.00
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