

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

July 11, 2023

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 George Biagi Jr, Rudy Mussi and Eddie Zuckerman. Others participating were Dante John Nomellini Sr., Dante John Nomellini Jr., George Hartmann, Brett Baker, John Collins, Bruce Blodgett, Craig Watanabe, Bryce McAteer and Tom Zuckerman.

The first item of business was approval of the Minutes of the June 13, 2023 meeting. After review,

On Motion - Director George Biagi Jr.

Second -Director Eddie Zuckerman, the following resolution was unanimously adopted:

RESOLVED that the Minutes of the June 13, 2023 meeting be and they are hereby approved as submitted.

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.

Next, the Board considered the attached budget for Fiscal Year 2023-2024.

On Motion - Director Rudy Mussi

Second - Director Eddie Zuckerman, the attached Budget for Fiscal Year 2023-2024 was unanimously approved.

Next, the hearing on the annual assessment was opened. After a brief discussion and

comments that increased litigation was likely no require increased funding the hearing was closed and

On Motion - Director Eddie Zuckerman

Second - Director Rudy Mussi, the attached Resolution continuing the annual assessment at the same rates as the prior year was unanimously adopted.

Next the Board was advised of the need for action relating to the current election year. After discussion the Board,

On Motion - Director Eddie Zuckerman

Second - Director Rudy Mussi, unanimously adopted the attached Resolution Re November 7, 2023 Election and related documents.

On legislation opposition to SB 369 which expands SWRCB authority was continuing to get clarification that an evidentiary hearing was required. Water Bond related bills were put over for later consideration.

EPA is apparently considering the propriety of the temporary urgency changes to water quality standards.

The deadline for SO reporting was extended to allow for complications created by the SWRCB inadvertent release of confidential information requiring issuance of new passwords.

On Tunnel related Temporary Entry Permits it was reported that the court is allowing DWR to proceed with additional test sites subject to the previously imposed conditions with minor modifications.

As to other agency litigation nothing new was reported.

Bruce Blodgett gave a brief update on the DPC. Delta Heritage signage would soon be installed.

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, JULY 11, 2023

Time: 9:30 a.m.

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

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 June 13, 2023, meeting
 2. Financial Report
 3. Adoption of Budget
 4. Annual Assessment Hearing and Adoption
 5. Adoption of Resolution Regarding November 7, 2023, Election
 6. Report on legislation
 7. Report on Water Rights
 - a. Water Diversion and Use reporting
 - b. Delta Area Measuring Method Program (DAMMP) Open ET
 - c. SWRCB water right curtailment
 8. Report on litigation
 9. Report on SWRCB actions
 10. Report on Levee Programs
 11. Report on Delta Protection Commission Plan matters
 12. Report on Delta conveyance
 13. Report on Eastern San Joaquin County Groundwater Banking Authority/SGMA JPA
 14. Other Reports
 15. 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 - CDWA vs. DWR Validation, CDWA vs. SWRCB (Curtailment, etc.), CDWA vs. DWR (DCP), 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 Wednesday, July 5, 2023, at 1:00 p.m.

CENTRAL DELTA WATER AGENCY

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Phone (209) 465-5883 • Fax (209) 465-3956

DIRECTORS

George Biagi, Jr.
Rudy Mussi
Edward Zuckerman

COUNSEL

Dante John Nomellini
Dante John Nomellini, Jr.

FINANCIAL REPORT

July 11, 2023

Balance Forward:	\$	2,399,202.09
Income:		
7/7/23 - City of Stockton - direct assessment		331.60
Expenditures:		
Requisition No. 603		(114,204.59)
Balance Forward:		\$2,285,329.10
Less Requisition No. 604:		
Nomellini, Grilli & McDaniel #29468	\$91,082.30	
Thomas M. Zuckerman	6,437.50	
Mohan Harris Ruiz #11008	13,221.00	
River Delta Consulting #0302-07-23	500.00	
Business Printing Service	185.30	
George Biagi, Jr.	180.00	
Rudy Mussi	180.00	
Edward Zuckerman	180.00	(111,966.10)
Balance Forward:		\$2,173,363.00
2022-2023 Assessment	\$1,298,088.12	(3,595)
Received 12/12/22	(687,906.19)	
Received 4/14/23	<u>(610,157.31)</u>	
Total Received	\$1,298,063.50	
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)

\$40,743.22

Received to Date:

(34,933.22)

Balance Due:

\$ 5,810.00

Outstanding:

County of San Joaquin	\$ 37.44
Kinder Morgan	\$ 57.72
State of CA - CalTrans	\$ 54.80
State of CA - F&W	\$3,021.88
State Lands Commission	\$1,290.12
Dept Parks & Recreation	\$ 124.22
State of CA	\$1,171.16
Stkn Westlake Invest. LLC	\$ 52.66

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

SPECIAL FUND 12

Balance Forward:

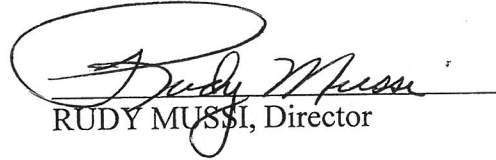
\$4.00

CENTRAL DELTA WATER AGENCY

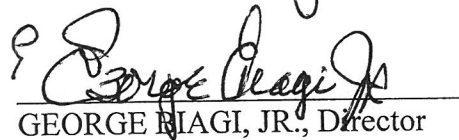
**RESOLUTION
APPROVING 2023-2024 BUDGET**

RESOLVED that the 2023-2024 Budget, a copy of which is attached hereto, be and it is hereby approved.

Dated: July 11, 2023


RUDY MUSSI, Director


EDWARD ZUCKERMAN, Director


GEORGE BIAGI, JR., Director

CENTRAL DELTA WATER AGENCY

Budget

July 1, 2023 - June 30, 2024

0101	\$	0.00	
	6001000000		Salaries - Regular
0201		0.00	
	6201000000		Office Expense - General
	6201005100		Printing
	6201005300		Photostat Supplies
	6201005600		General Office Supplies
0202		1,000.00	
	6202000000		Office Expense - Postage
0206		1,000.00	
	6206000000		Communications
0220		1,700,000.00	
	6221000000		Profess. & Special Serv.
	6221000100		Testing Services
	6221001200		Reporting & Transcribing
	6220001000		Spec. Dist. Acctg. Report
	6221005100		Attorney
	6221005200		Auditor
	6221005900		Consulting Fees
	6221006000		Special Studies & Reports
	6221050500		Outside Services
0226		10,000.00	
	6226000000		Spec. Dept. Expenses
	6226010300		Director's Expense
	6226010700		Public Relations & Training
	6226010300		Director's Fees

0232		3,000.00	
	6232000100		Insurance - Worker's Comp.
0236		8,500.00	
	6295236000		Insurance - Casualty, Liability, etc.
		<u>\$ 1,723,500.00</u>	Total Expenses
		\$ 2,286,000.00	Reserve
		\$ 1,340,000.00	Assessment and Other Revenue

**RESOLUTION OF BOARD OF DIRECTORS
OF CENTRAL DELTA WATER AGENCY
2023/2024 ASSESSMENT**

RESOLVED, that the following amounts are hereby assessed and levied for fiscal year 2023/2024. Said amounts are to be collected with property taxes by way of a line item on the San Joaquin County tax bill.

Those assessments on parcels not billed by the County shall be directly billed by the Agency.

See Exhibit "A"

Dated: July 11, 2023

AYES: Biagi, Mussi, Zuckerman
NOES: None
ABSTENTIONS: None
ABSENT: None

I, Dante John Nomellini, Manager and Co-Counsel of the Central Delta Water Agency, do hereby certify that the above is a true and correct copy of the resolution duly passed and adopted on July 11, 2023, by the Board of Directors as indicated.

Dated: July 11, 2023



DANTE JOHN NOME LLINI

EXHIBIT "A"

Group I: Use Codes 353, 400-490, 520, 530-561, 944-951 (\$12.00) per acre or 0.27548 mills per square foot of land with a minimum charge per parcel of \$2.00.

Group II: Use Codes 001-352, 354-393, 500-511, 521-523, 610-851, 861, 862, 890943,951 (\$8.16) per acre or 0.18733 mills per square foot of land with a minimum charge per parcel of \$2.00.

Group III: Use Codes 570-591, 860, 870 (\$7.44) per acre or 0.1708 mills per square foot of land with a minimum charge per parcel of \$2.00.

(\$12.00) per acre or 0.27548 mills per square foot of land with a minimum charge per parcel of \$2.00. This shall be applied regardless of use code to the following APN's:

<i>055-120-08</i>	<i>055-130-04</i>	<i>131-250-08</i>
<i>071-150-07</i>	<i>055-120-11</i>	<i>131-090-16</i>
<i>055-190-01</i>	<i>055-120-03</i>	<i>131-070-06</i>
<i>055-150-15</i>	<i>025-090-06</i>	<i>131-070-05</i>
<i>055-130-13</i>	<i>131-250-07</i>	<i>131-070-03</i>

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129-030-16
129-030-17
129-030-13
129-030-15
131-380-06
055-060-12
131-380-04

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<i>071-030-02</i>	<i>025-090-05</i>	<i>129-110-02</i>	<i>129-050-41</i>
<i>129-030-11</i>	<i>129-050-32</i>	<i>129-050-58</i>	<i>129-050-40</i>
<i>129-020-01</i>	<i>055-120-06</i>	<i>129-050-49</i>	<i>129-050-39</i>
<i>071-060-02</i>	<i>055-060-11</i>	<i>129-050-48</i>	<i>129-050-38</i>
<i>071-030-01</i>	<i>071-060-01</i>	<i>129-050-47</i>	<i>129-050-37</i>
<i>071-050-06</i>	<i>129-050-43</i>	<i>129-050-46</i>	<i>129-050-36</i>
<i>025-020-09</i>	<i>131-020-21</i>	<i>129-050-30</i>	<i>129-050-35</i>
<i>025-020-10</i>	<i>131-020-03</i>	<i>129-050-44</i>	<i>129-050-33</i>
<i>025-020-08</i>	<i>131-020-02</i>	<i>129-050-29</i>	<i>129-050-31</i>
<i>025-020-03</i>	<i>129-120-01</i>	<i>129-050-42</i>	<i>129-050-45</i>
<i>071-690-10</i>			

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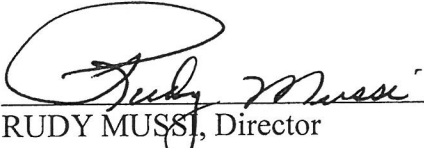
CERTIFICATION OF 2023-2024
SPECIAL ASSESSMENTS AND/OR FEES AND CHARGES

Central Delta Water Agency hereby certifies that the special assessments, fees or charges listed below to be placed on the 2023-2024 Secured Property Tax bill by the Central Delta Water Agency meet the requirements of Proposition 218 that added Articles XIIC and XIID to the California State Constitution.

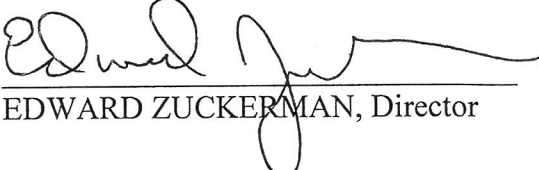
Dated: July 11, 2023



GEORGE BIAGI, JR., Director



RUDY MUSSI, Director



EDWARD ZUCKERMAN, Director

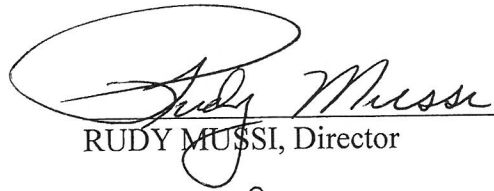
CENTRAL DELTA WATER AGENCY

RESOLUTION RE NOVEMBER 7, 2023, ELECTION


RESOLVED that we hereby call for an election on November 7, 2023, for one (1) office to be filled in Division 2.

No Candidate Statement is required and the attached Candidate Policy Form is hereby approved.

Dated: July 11, 2023


RUDY MUSSI, Director


EDWARD ZUCKERMAN, Director


GEORGE BIAGI, JR., Director



CANDIDATE POLICY FORM
November 7, 2023 UDEL Election

Please complete and return this form by July 5, 2023. (EC §§ 10509, 10522, 10524)

Our District Board adopts the following policies effective for the November 7, 2023 UDEL Election:

1. Changes to the district boundaries? Yes No

*If yes, please provide a hard copy and shapefile.
 If assistance is needed, please contact the GIS section at (209) 953-1051.*

2. The number of members to be elected to the Governing Board of Directors for a **4-Year Term** commencing on 12/06/2023 and ending 12/03/2027: 1

Names of incumbents currently holding these seats, including division (if applicable):

<u>Rudy Mussi</u> Print Incumbent's name	<u>2</u> Division	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

3. The number of members to be elected to fill the balance of an unexpired term on the Governing Board of Directors for a **2-Year Term** commencing on 12/06/2023 and ending 12/05/2025: _____

Names of incumbents currently holding or who previously held and have vacated seat, including division and indicating vacancy (if applicable):

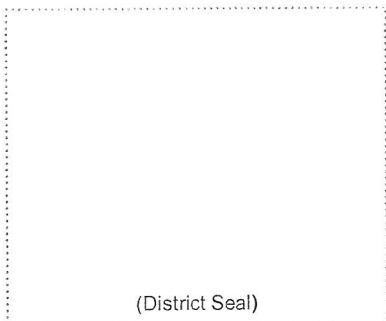
_____	_____	_____	_____
Print Incumbent's name	Division	Print Incumbent's name	Division
_____	_____	_____	_____
Print Incumbent's name	Division	Print Incumbent's name	Division

4. The word limit for the *Candidate's Statement of Qualifications* will be: (ELEC § 13307)

200-word statement 400-word statement

5. The cost of publication of the Candidate's Statement will be paid by: (ELEC § 155509(b))

The District The Candidate



Dante John Nomellini, Manager/Co-Counsel
 Print Name and Title

 Signature
CENTRAL DELTA WATER AGENCY
 Official District Name to be used on the Official Ballot



ADMINISTRATIVE CONTACT & INCUMBENT LIST FORM

Official District Name to be used on the Official Ballot:

CENTRAL DELTA WATER AGENCY

Candidates are elected: By Division At-Large Variance: _____
(Circle One) (Please clarify)

Administrative Contact:

Name: Dante John Nomellini Title: Manager/Co-Counsel

Phone: 209-465-5883 Email: ngmplcs@pacbell.net

Mapping/GIS Contact:

Name: Dante John Nomellini

Phone: 209-465-5883 Email: ngmplcs@pacbell.net

Complete List of Current Incumbents: (Include district if applicable and recent date appointed/elected)

Name: RUDY MUSSI

Division: 2 Most Recent Date Appointed/Elected: 11/8/2019

Name: _____

Division: _____ Most Recent Date Appointed/Elected: _____

Name: _____

Division: _____ Most Recent Date Appointed/Elected: _____

Name: _____

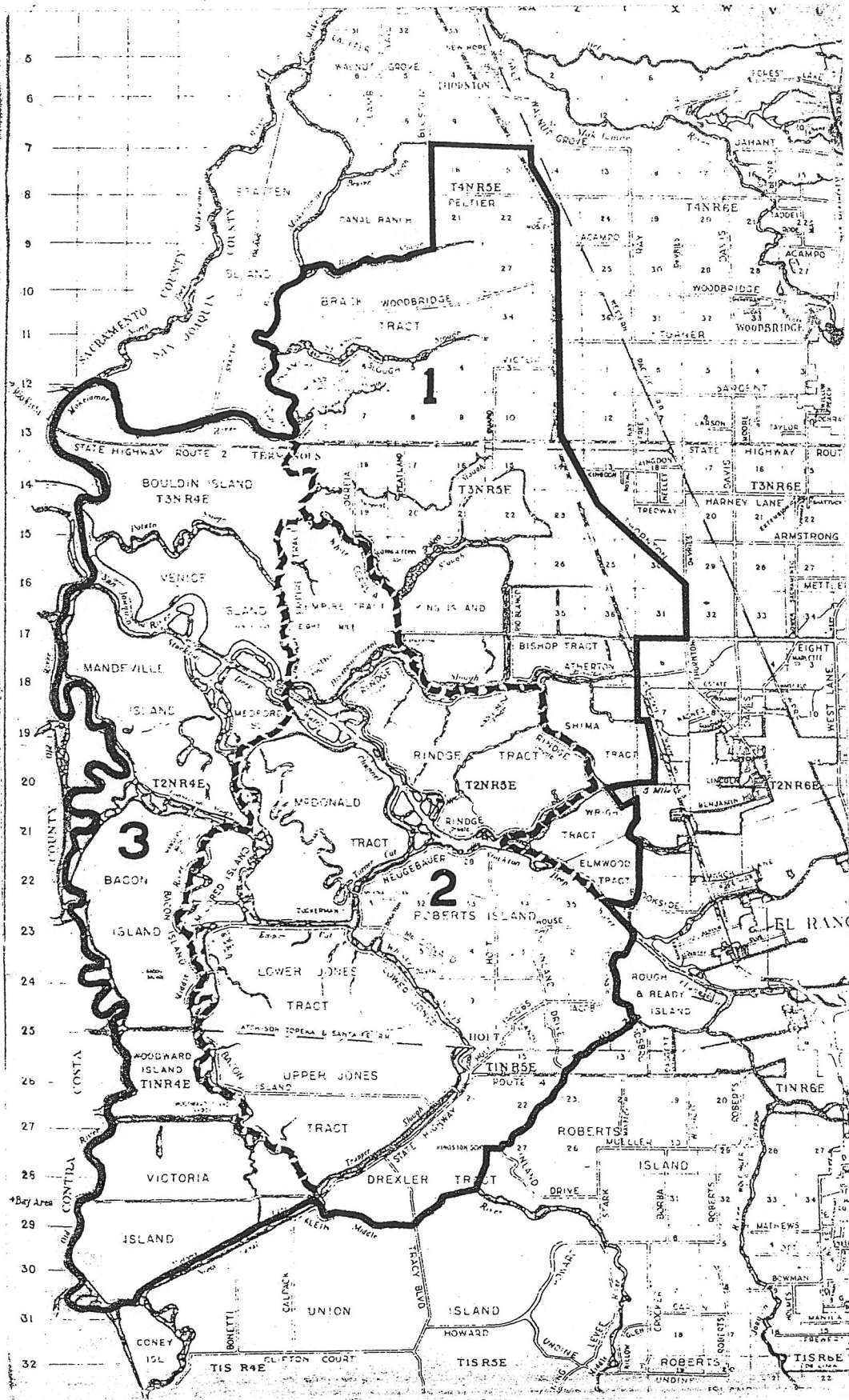
Division: _____ Most Recent Date Appointed/Elected: _____

Name: _____

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Name: _____

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CENTRAL DELTA WATER AGENCY