

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

March 12, 2024

A 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 and Eddie Zuckerman. George Biagi Jr. was absent due to surgery. Others participating were Dante John Nomellini Sr., Craig Watanabe, Chris Neudeck, Jay Ziegler, George Hartmann, Gregory Wilson, Mike G, Dominick Gulli, Brett Baker, Dante John Nomellini Jr., Tom Zuckerman, and Bruce Blodgett.

The first item of business was approval of the Minutes of the February 13, 2024 meeting. After review,

On Motion - Director Rudy Mussi

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

**RESOLVED** that the Minutes of the February 13, 2024 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 Eddie Zuckerman

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

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

No new items of legislation were reported.

On water diversion reporting the Delta Alternative Compliance Plan is proceeding satisfactorily and is including simplified License reporting. The conference on OpenEt in Arizona was reported to be well attended by energized supporters for application nationwide and improved accuracy.

It was reported that DWR indicated that the Delta Levee Subvention program would be

funded for the year ending June 30, 2025 for 14 million dollars with 8 million dollars in administrative costs and that funding was planned for the year ending June 30, 2026.

The SWRCB is proceeding with voluntary agreements to address minimum stream flows other measures as part of their effort to update Delta water quality objectives.

On the 2015 coordinated curtailment cases the award of attorney fees for CDWA and other plaintiffs is proceeding for payment which has not yet been received.

A general discussion took place concerning the SWRCB methodology for determining curtailments of water rights.

Agency litigation is moving forward on multiple issues including the DCP EIR.

DWR has filed for the DCP change in point of diversion.

The water right application for Sites Reservoir was referred by the SWRCB to a hearing officer.

New appointments in DWR and the DSC were made by the Governor.

The DPC is continuing to implement The National Heritage Program and there are openings on their Advisory Committee.

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

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# 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, MARCH 12, 2024

**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 February 13, 2024, 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
  13. 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 Monday, March 4, 2024, at 4:30 p.m.

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## FINANCIAL REPORT

March 12, 2024

### GENERAL FUND:

Balance Forward: \$ 2,369,154.45

#### Income:

2/20/24 - 2023-24 Direct Assmt.

City of Stockton

\$331.60

3/11/24 - Settlement in CDWA et al v. DWR (Sacto Co. Sup.Ct.)

65,000.00

#### Expenditures:

Less Requisition No. 614

(77,427.37)

### Balance Forward:

**\$2,357,058.68**

### Less Requisition No. 615

NGM Law Office #29626

\$70,323.77

Mohan Harris & Ruiz

10,533.79

Thomas M. Zuckerman

7,500.00

Freeman Firm

1,805.53

DCP (Access litigation) \$197.50

WaterFix/EIR/EIS 487.50

SWP Contract Extension 81.25

DCP (CEQA litigation) 1,039.28

River Delta Consulting 500.00

0302-03-24 \$500.00

Rudy Mussi 185.00

Edward Zuckerman 185.00

Dohrmann Insurance 11,424.00

**(102,457.09)**

### Balance Forward:

**\$2,254,601.59**

### 2023-2024 Assessment

**\$1,297,238.68 (3,951)**

12/11/2023 Received from San Joaquin County

(687,379.03)

Balance due

\$609,859.65

**2023-2024 Assessment (billed directly)**

**\$48,572.64**

**Received to Date:**

10/13/23 - RD 548	367.84
10/20/23 - RD 684	2.00
10/20/23 - RD 2023	2.00
11/7/23 - RD 2030	1,645.68
11/14/23 - RD 2042	69.10
11/14/23 - RD 2028	1,866.04 (\$0.02 short)
11/22/23 - Stkn Westlake Invest. LLC	168.00
11/22/23 - Stockton Port District	12,326.60
12/4/23 - City of Lodi	10,886.04
12/8/23 - DWR	5,399.14
12/20/23 - Lodi Unified School District	249.72
2/20/24 - City of Stockton	331.60

**(33,313.76)**

**Balance Due:**

**\$15,258.88**

**Outstanding:**

RD 2029	\$1,533.26
County of San Joaquin	37.44
Kinder Morgan	57.72
Cal Trans	54.80
Dept. Fish & Wildlife	3,021.88
State Lands Commission	1,290.12
Parks & Recreation	124.22
SJ County Parks & Rec.	303.26
County of San Joaquin	10.92
State of CA	1,171.16
John C. Rocha Properties	<u>7,654.08</u>
	\$15,258.88

**2022-2023 Assessment**

**\$1,298,088.12 (3,595)**

Received 12/12/22

(687,906.19)

Received 4/14/23

(610,157.31)

**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